

**CITIZEN PETITION AMENDMENTS**

2022 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Jordan D. Teuscher**

Senate Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill provides a process, under certain circumstances, for the electronic collection of signatures for initiative petitions, referendum petitions, or petitions seeking the nomination of a registered political party.

**Highlighted Provisions:**

This bill:

- ▶ defines terms;
- ▶ establishes a process for the electronic collection of signatures, in the presence of a signature gatherer using an approved device, as follows:

- for, at the discretion of the lieutenant governor, a statewide initiative, a statewide referendum, or a petition seeking the nomination of a registered political party; or

- for, at the discretion of a local clerk, a local initiative or a local referendum;
- ▶ limits eligible signatures on a petition to registered voters;
- ▶ modifies criminal provisions in relation to eligibility to sign a petition;
- ▶ provides for the security of signatures and information collected in relation to signatures; and

- ▶ makes technical and conforming changes.

**Money Appropriated in this Bill:**

None



28 **Other Special Clauses:**

29 None

30 **Utah Code Sections Affected:**

31 AMENDS:

32 **10-9a-509**, as last amended by Laws of Utah 2021, Chapters 140 and 385

33 **11-14-301**, as last amended by Laws of Utah 2021, Chapter 140

34 **17-27a-508**, as last amended by Laws of Utah 2021, Chapters 140 and 385

35 **20A-1-306**, as last amended by Laws of Utah 2019, Chapter 24

36 **20A-1-609**, as last amended by Laws of Utah 2021, Chapters 140 and 418

37 **20A-7-101**, as last amended by Laws of Utah 2021, Chapter 80

38 **20A-7-203**, as last amended by Laws of Utah 2021, Chapters 140, 418 and last  
39 amended by Coordination Clause, Laws of Utah 2021, Chapter 418

40 **20A-7-204**, as last amended by Laws of Utah 2021, Chapters 140, 418 and last  
41 amended by Coordination Clause, Laws of Utah 2021, Chapter 418

42 **20A-7-205**, as last amended by Laws of Utah 2021, Chapter 140

43 **20A-7-206**, as last amended by Laws of Utah 2021, Chapters 140 and 418

44 **20A-7-206.3**, as last amended by Laws of Utah 2019, Chapter 210

45 **20A-7-207**, as last amended by Laws of Utah 2021, Chapter 140

46 **20A-7-213**, as last amended by Laws of Utah 2019, Chapter 210

47 **20A-7-303**, as last amended by Laws of Utah 2021, Chapters 140, 418 and last  
48 amended by Coordination Clause, Laws of Utah 2021, Chapter 418

49 **20A-7-304**, as last amended by Laws of Utah 2021, Chapters 140, 418 and last  
50 amended by Coordination Clause, Laws of Utah 2021, Chapter 418

51 **20A-7-304.5**, as enacted by Laws of Utah 2021, Chapter 418

52 **20A-7-305**, as last amended by Laws of Utah 2021, Chapter 140

53 **20A-7-306**, as last amended by Laws of Utah 2021, Chapters 140 and 418

54 **20A-7-306.3**, as last amended by Laws of Utah 2021, Chapter 140

55 **20A-7-307**, as last amended by Laws of Utah 2021, Chapter 140

56 **20A-7-312**, as last amended by Laws of Utah 2019, Chapter 210

57 **20A-7-502.6**, as enacted by Laws of Utah 2021, Chapter 418

58 **20A-7-502.7**, as last amended by Laws of Utah 2021, Chapter 418

- 59            **20A-7-503**, as last amended by Laws of Utah 2021, Chapters 140, 418 and last
- 60 amended by Coordination Clause, Laws of Utah 2021, Chapter 418
- 61            **20A-7-504**, as last amended by Laws of Utah 2021, Chapters 140, 418 and last
- 62 amended by Coordination Clause, Laws of Utah 2021, Chapter 418
- 63            **20A-7-505**, as last amended by Laws of Utah 2021, Chapter 140
- 64            **20A-7-506**, as last amended by Laws of Utah 2021, Chapters 140 and 418
- 65            **20A-7-506.3**, as last amended by Laws of Utah 2021, Chapter 140
- 66            **20A-7-507**, as last amended by Laws of Utah 2021, Chapter 140
- 67            **20A-7-512**, as last amended by Laws of Utah 2019, Chapter 203
- 68            **20A-7-602.7**, as last amended by Laws of Utah 2021, Chapter 418
- 69            **20A-7-602.8**, as last amended by Laws of Utah 2021, Chapter 418
- 70            **20A-7-603**, as last amended by Laws of Utah 2021, Chapters 140, 418 and last
- 71 amended by Coordination Clause, Laws of Utah 2021, Chapter 418
- 72            **20A-7-604**, as last amended by Laws of Utah 2021, Chapters 140, 418 and last
- 73 amended by Coordination Clause, Laws of Utah 2021, Chapter 418
- 74            **20A-7-604.5**, as enacted by Laws of Utah 2021, Chapter 418
- 75            **20A-7-605**, as last amended by Laws of Utah 2021, Chapter 140
- 76            **20A-7-606**, as last amended by Laws of Utah 2021, Chapters 140 and 418
- 77            **20A-7-606.3**, as last amended by Laws of Utah 2021, Chapter 140
- 78            **20A-7-607**, as last amended by Laws of Utah 2021, Chapters 80 and 140
- 79            **20A-7-611**, as last amended by Laws of Utah 2021, Chapter 140
- 80            **20A-7-612**, as last amended by Laws of Utah 2019, Chapter 203
- 81            **20A-7-613**, as last amended by Laws of Utah 2021, Chapter 140
- 82            **20A-9-101**, as last amended by Laws of Utah 2020, Chapter 344
- 83            **20A-9-403**, as last amended by Laws of Utah 2020, Chapter 22
- 84            **20A-9-405**, as last amended by Laws of Utah 2018, Chapter 281
- 85            **20A-9-408**, as last amended by Laws of Utah 2021, Second Special Session, Chapter 6

86 ENACTS:

- 87            **20A-7-215**, Utah Code Annotated 1953
- 88            **20A-7-216**, Utah Code Annotated 1953
- 89            **20A-7-217**, Utah Code Annotated 1953

- 90            **20A-7-313**, Utah Code Annotated 1953
- 91            **20A-7-314**, Utah Code Annotated 1953
- 92            **20A-7-315**, Utah Code Annotated 1953
- 93            **20A-7-514**, Utah Code Annotated 1953
- 94            **20A-7-515**, Utah Code Annotated 1953
- 95            **20A-7-516**, Utah Code Annotated 1953
- 96            **20A-7-614**, Utah Code Annotated 1953
- 97            **20A-7-615**, Utah Code Annotated 1953
- 98            **20A-7-616**, Utah Code Annotated 1953
- 99            **20A-21-101**, Utah Code Annotated 1953
- 100          **20A-21-201**, Utah Code Annotated 1953

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102 *Be it enacted by the Legislature of the state of Utah:*

103            Section 1. Section **10-9a-509** is amended to read:

104            **10-9a-509. Applicant's entitlement to land use application approval --**  
 105 **Municipality's requirements and limitations -- Vesting upon submission of development**  
 106 **plan and schedule.**

107            (1) (a) (i) An applicant who has submitted a complete land use application as described  
 108 in Subsection (1)(c), including the payment of all application fees, is entitled to substantive  
 109 review of the application under the land use regulations:

- 110            (A) in effect on the date that the application is complete; and
- 111            (B) applicable to the application or to the information shown on the application.

112            (ii) An applicant is entitled to approval of a land use application if the application  
 113 conforms to the requirements of the applicable land use regulations, land use decisions, and  
 114 development standards in effect when the applicant submits a complete application and pays  
 115 application fees, unless:

116            (A) the land use authority, on the record, formally finds that a compelling,  
 117 countervailing public interest would be jeopardized by approving the application and specifies  
 118 the compelling, countervailing public interest in writing; or

119            (B) in the manner provided by local ordinance and before the applicant submits the  
 120 application, the municipality formally initiates proceedings to amend the municipality's land

121 use regulations in a manner that would prohibit approval of the application as submitted.

122 (b) The municipality shall process an application without regard to proceedings the  
123 municipality initiated to amend the municipality's ordinances as described in Subsection  
124 (1)(a)(ii)(B) if:

125 (i) 180 days have passed since the municipality initiated the proceedings; and

126 (ii) the proceedings have not resulted in an enactment that prohibits approval of the  
127 application as submitted.

128 (c) A land use application is considered submitted and complete when the applicant  
129 provides the application in a form that complies with the requirements of applicable ordinances  
130 and pays all applicable fees.

131 (d) A subsequent incorporation of a municipality or a petition that proposes the  
132 incorporation of a municipality does not affect a land use application approved by a county in  
133 accordance with Section [17-27a-508](#).

134 (e) The continuing validity of an approval of a land use application is conditioned upon  
135 the applicant proceeding after approval to implement the approval with reasonable diligence.

136 (f) A municipality may not impose on an applicant who has submitted a complete  
137 application a requirement that is not expressed in:

138 (i) this chapter;

139 (ii) a municipal ordinance; or

140 (iii) a municipal specification for public improvements applicable to a subdivision or  
141 development that is in effect on the date that the applicant submits an application.

142 (g) A municipality may not impose on a holder of an issued land use permit or a final,  
143 unexpired subdivision plat a requirement that is not expressed:

144 (i) in a land use permit;

145 (ii) on the subdivision plat;

146 (iii) in a document on which the land use permit or subdivision plat is based;

147 (iv) in the written record evidencing approval of the land use permit or subdivision  
148 plat;

149 (v) in this chapter; or

150 (vi) in a municipal ordinance.

151 (h) Except as provided in Subsection (1)(i), a municipality may not withhold issuance

152 of a certificate of occupancy or acceptance of subdivision improvements because of an  
153 applicant's failure to comply with a requirement that is not expressed:

154 (i) in the building permit or subdivision plat, documents on which the building permit  
155 or subdivision plat is based, or the written record evidencing approval of the land use permit or  
156 subdivision plat; or

157 (ii) in this chapter or the municipality's ordinances.

158 (i) A municipality may not unreasonably withhold issuance of a certificate of  
159 occupancy where an applicant has met all requirements essential for the public health, public  
160 safety, and general welfare of the occupants, in accordance with this chapter, unless:

161 (i) the applicant and the municipality have agreed in a written document to the  
162 withholding of a certificate of occupancy; or

163 (ii) the applicant has not provided a financial assurance for required and uncompleted  
164 landscaping or infrastructure improvements in accordance with an applicable ordinance that the  
165 legislative body adopts under this chapter.

166 (2) A municipality is bound by the terms and standards of applicable land use  
167 regulations and shall comply with mandatory provisions of those regulations.

168 (3) A municipality may not, as a condition of land use application approval, require a  
169 person filing a land use application to obtain documentation regarding a school district's  
170 willingness, capacity, or ability to serve the development proposed in the land use application.

171 (4) (a) Except as provided in Subsection (4)(b), for a period of 10 years after the day on  
172 which a subdivision plat is recorded, a municipality may not impose on a building permit  
173 applicant for a single-family dwelling located within the subdivision any land use regulation  
174 that is enacted within 10 years after the day on which the subdivision plat is recorded.

175 (b) Subsection (4)(a) does not apply to any changes in the requirements of the  
176 applicable building code, health code, or fire code, or other similar regulations.

177 (5) Upon a specified public agency's submission of a development plan and schedule as  
178 required in Subsection 10-9a-305(8) that complies with the requirements of that subsection, the  
179 specified public agency vests in the municipality's applicable land use maps, zoning map,  
180 hookup fees, impact fees, other applicable development fees, and land use regulations in effect  
181 on the date of submission.

182 (6) (a) If sponsors of a referendum timely challenge a project in accordance with

183 Subsection 20A-7-601(5), the project's affected owner may rescind the project's land use  
184 approval by delivering a written notice:

- 185 (i) to the local clerk as defined in Section 20A-7-101; and
- 186 (ii) no later than seven days after the day on which a petition for a referendum is  
187 determined sufficient under Subsection [~~20A-7-607(4)~~] 20A-7-607(5).

188 (b) Upon delivery of a written notice described in Subsection (6)(a) the following are  
189 rescinded and are of no further force or effect:

- 190 (i) the relevant land use approval; and
- 191 (ii) any land use regulation enacted specifically in relation to the land use approval.

192 Section 2. Section 11-14-301 is amended to read:

193 **11-14-301. Issuance of bonds by governing body -- Computation of indebtedness**  
194 **under constitutional and statutory limitations.**

195 (1) If the governing body has declared the bond proposition to have carried and no  
196 contest has been filed, or if a contest has been filed and favorably terminated, the governing  
197 body may proceed to issue the bonds voted at the election.

198 (2) (a) It is not necessary that all of the bonds be issued at one time, but, except as  
199 otherwise provided in this Subsection (2), bonds approved by the voters may not be issued  
200 more than 10 years after the day on which the election is held.

201 (b) The 10-year period described in Subsection (2)(a) is tolled if, at any time during the  
202 10-year period:

203 (i) an application for a referendum petition is filed with a local clerk, in accordance  
204 with Section 20A-7-602, with respect to the local obligation law relating to the bonds; or

205 (ii) the bonds are challenged in a court of law or an administrative proceeding in  
206 relation to:

207 (A) the legality or validity of the bonds, or the election or proceedings authorizing the  
208 bonds;

209 (B) the authority of the local political subdivision to issue the bonds;

210 (C) the provisions made for the security or payment of the bonds; or

211 (D) any other issue that materially and adversely affects the marketability of the bonds,  
212 as determined by the individual or body that holds the executive powers of the local political  
213 subdivision.

214 (c) For a bond described in this section that is approved by voters on or after May 8,  
215 2002, but before May 14, 2019, a tolling period described in Subsection (2)(b)(i) ends on the  
216 later of the day on which:

217 (i) the local clerk determines that the petition is insufficient, in accordance with  
218 Subsection [~~20A-7-607(2)(e)~~] 20A-7-607(3)(d), unless an application, described in Subsection  
219 [~~20A-7-607(3)(a)~~] 20A-7-607(4)(a), is made to a court;

220 (ii) a court determines, under Subsection [~~20A-7-607(3)(e)~~] 20A-7-607(4)(c), that the  
221 petition for the referendum is not legally sufficient; or

222 (iii) for a referendum petition that is sufficient, the governing body declares, as  
223 provided by law, the results of the referendum election on the local obligation law.

224 (d) For a bond described in this section that was approved by voters on or after May  
225 14, 2019, a tolling period described in Subsection (2)(b)(i) ends:

226 (i) if a county, city, town, metro township, or court determines, under Section  
227 20A-7-602.7, that the proposed referendum is not legally referable to voters, the later of:

228 (A) the day on which the county, city, town, or metro township provides the notice  
229 described in Subsection 20A-7-602.7(1)(b)(ii); or

230 (B) if a sponsor appeals, under Subsection 20A-7-602.7(4), the day on which a court  
231 decision that the proposed referendum is not legally referable to voters becomes final; or

232 (ii) if a county, city, town, metro township, or court determines, under Section  
233 20A-7-602.7, that the proposed referendum is legally referable to voters, the later of:

234 (A) the day on which the local clerk determines, under Section 20A-7-607, that the  
235 number of certified names is insufficient for the proposed referendum to appear on the ballot;

236 or

237 (B) if the local clerk determines, under Section 20A-7-607, that the number of certified  
238 names is sufficient for the proposed referendum to appear on the ballot, the day on which the  
239 governing body declares, as provided by law, the results of the referendum election on the local  
240 obligation law.

241 (e) A tolling period described in Subsection (2)(b)(ii) ends after:

242 (i) there is a final settlement, a final adjudication, or another type of final resolution of  
243 all challenges described in Subsection (2)(b)(ii); and

244 (ii) the individual or body that holds the executive powers of the local political

245 subdivision issues a document indicating that all challenges described in Subsection (2)(b)(ii)  
246 are resolved and final.

247 (f) If the 10-year period described in Subsection (2)(a) is tolled under this Subsection  
248 (2) and, when the tolling ends and after giving effect to the tolling, the period of time  
249 remaining to issue the bonds is less than one year, the period of time remaining to issue the  
250 bonds shall be extended to one year.

251 (g) The tolling provisions described in this Subsection (2) apply to all bonds described  
252 in this section that were approved by voters on or after May 8, 2002.

253 (3) (a) Bonds approved by the voters may not be issued to an amount that will cause  
254 the indebtedness of the local political subdivision to exceed that permitted by the Utah  
255 Constitution or statutes.

256 (b) In computing the amount of indebtedness that may be incurred pursuant to  
257 constitutional and statutory limitations, the constitutionally or statutorily permitted percentage,  
258 as the case may be, shall be applied to the fair market value, as defined under Section 59-2-102,  
259 of the taxable property in the local political subdivision, as computed from the last applicable  
260 equalized assessment roll before the incurring of the additional indebtedness.

261 (c) In determining the fair market value of the taxable property in the local political  
262 subdivision as provided in this section, the value of all tax equivalent property, as defined in  
263 Section 59-3-102, shall be included as a part of the total fair market value of taxable property  
264 in the local political subdivision, as provided in Title 59, Chapter 3, Tax Equivalent Property  
265 Act.

266 (4) Bonds of improvement districts issued in a manner that they are payable solely  
267 from the revenues to be derived from the operation of the facilities of the district may not be  
268 included as bonded indebtedness for the purposes of the computation.

269 (5) Where bonds are issued by a city, town, or county payable solely from revenues  
270 derived from the operation of revenue-producing facilities of the city, town, or county, or  
271 payable solely from a special fund into which are deposited excise taxes levied and collected by  
272 the city, town, or county, or excise taxes levied by the state and rebated pursuant to law to the  
273 city, town, or county, or any combination of those excise taxes, the bonds shall be included as  
274 bonded indebtedness of the city, town, or county only to the extent required by the Utah  
275 Constitution, and any bonds not so required to be included as bonded indebtedness of the city,

276 town, or county need not be authorized at an election, except as otherwise provided by the Utah  
277 Constitution, the bonds being hereby expressly excluded from the election requirement of  
278 Section 11-14-201.

279 (6) A bond election is not void when the amount of bonds authorized at the election  
280 exceeded the limitation applicable to the local political subdivision at the time of holding the  
281 election, but the bonds may be issued from time to time in an amount within the applicable  
282 limitation at the time the bonds are issued.

283 (7) (a) A local political subdivision may not receive, from the issuance of bonds  
284 approved by the voters at an election, an aggregate amount that exceeds by more than 2% the  
285 maximum principal amount stated in the bond proposition.

286 (b) The provision in Subsection (7)(a) applies to bonds issued pursuant to an election  
287 held after January 1, 2019.

288 Section 3. Section 17-27a-508 is amended to read:

289 **17-27a-508. Applicant's entitlement to land use application approval --**  
290 **Application relating to land in a high priority transportation corridor -- County's**  
291 **requirements and limitations -- Vesting upon submission of development plan and**  
292 **schedule.**

293 (1) (a) (i) An applicant who has submitted a complete land use application, including  
294 the payment of all application fees, is entitled to substantive review of the application under the  
295 land use regulations:

296 (A) in effect on the date that the application is complete; and

297 (B) applicable to the application or to the information shown on the submitted  
298 application.

299 (ii) An applicant is entitled to approval of a land use application if the application  
300 conforms to the requirements of the applicable land use regulations, land use decisions, and  
301 development standards in effect when the applicant submits a complete application and pays all  
302 application fees, unless:

303 (A) the land use authority, on the record, formally finds that a compelling,  
304 countervailing public interest would be jeopardized by approving the application and specifies  
305 the compelling, countervailing public interest in writing; or

306 (B) in the manner provided by local ordinance and before the applicant submits the

307 application, the county formally initiates proceedings to amend the county's land use  
308 regulations in a manner that would prohibit approval of the application as submitted.

309 (b) The county shall process an application without regard to proceedings the county  
310 initiated to amend the county's ordinances as described in Subsection (1)(a)(ii)(B) if:

311 (i) 180 days have passed since the county initiated the proceedings; and

312 (ii) the proceedings have not resulted in an enactment that prohibits approval of the  
313 application as submitted.

314 (c) A land use application is considered submitted and complete when the applicant  
315 provides the application in a form that complies with the requirements of applicable ordinances  
316 and pays all applicable fees.

317 (d) The continuing validity of an approval of a land use application is conditioned upon  
318 the applicant proceeding after approval to implement the approval with reasonable diligence.

319 (e) A county may not impose on an applicant who has submitted a complete  
320 application a requirement that is not expressed:

321 (i) in this chapter;

322 (ii) in a county ordinance; or

323 (iii) in a county specification for public improvements applicable to a subdivision or  
324 development that is in effect on the date that the applicant submits an application.

325 (f) A county may not impose on a holder of an issued land use permit or a final,  
326 unexpired subdivision plat a requirement that is not expressed:

327 (i) in a land use permit;

328 (ii) on the subdivision plat;

329 (iii) in a document on which the land use permit or subdivision plat is based;

330 (iv) in the written record evidencing approval of the land use permit or subdivision  
331 plat;

332 (v) in this chapter; or

333 (vi) in a county ordinance.

334 (g) Except as provided in Subsection (1)(h), a county may not withhold issuance of a  
335 certificate of occupancy or acceptance of subdivision improvements because of an applicant's  
336 failure to comply with a requirement that is not expressed:

337 (i) in the building permit or subdivision plat, documents on which the building permit

338 or subdivision plat is based, or the written record evidencing approval of the building permit or  
339 subdivision plat; or

340 (ii) in this chapter or the county's ordinances.

341 (h) A county may not unreasonably withhold issuance of a certificate of occupancy  
342 where an applicant has met all requirements essential for the public health, public safety, and  
343 general welfare of the occupants, in accordance with this chapter, unless:

344 (i) the applicant and the county have agreed in a written document to the withholding  
345 of a certificate of occupancy; or

346 (ii) the applicant has not provided a financial assurance for required and uncompleted  
347 landscaping or infrastructure improvements in accordance with an applicable ordinance that the  
348 legislative body adopts under this chapter.

349 (2) A county is bound by the terms and standards of applicable land use regulations and  
350 shall comply with mandatory provisions of those regulations.

351 (3) A county may not, as a condition of land use application approval, require a person  
352 filing a land use application to obtain documentation regarding a school district's willingness,  
353 capacity, or ability to serve the development proposed in the land use application.

354 (4) (a) Except as provided in Subsection (4)(b), for a period of 10 years after the day on  
355 which a subdivision plat is recorded, a county may not impose on a building permit applicant  
356 for a single-family dwelling located within the subdivision any land use regulation that is  
357 enacted within 10 years after the day on which the subdivision plat is recorded.

358 (b) Subsection (4)(a) does not apply to any changes in the requirements of the  
359 applicable building code, health code, or fire code, or other similar regulations.

360 (5) Upon a specified public agency's submission of a development plan and schedule as  
361 required in Subsection [17-27a-305](#)(8) that complies with the requirements of that subsection,  
362 the specified public agency vests in the county's applicable land use maps, zoning map, hookup  
363 fees, impact fees, other applicable development fees, and land use regulations in effect on the  
364 date of submission.

365 (6) (a) If sponsors of a referendum timely challenge a project in accordance with  
366 Subsection [20A-7-601](#)(5), the project's affected owner may rescind the project's land use  
367 approval by delivering a written notice:

368 (i) to the local clerk as defined in Section [20A-7-101](#); and

369 (ii) no later than seven days after the day on which a petition for a referendum is  
370 determined sufficient under Subsection [~~20A-7-607(4)~~] 20A-7-607(5).

371 (b) Upon delivery of a written notice described in Subsection (6)(a) the following are  
372 rescinded and are of no further force or effect:

373 (i) the relevant land use approval; and

374 (ii) any land use regulation enacted specifically in relation to the land use approval.

375 Section 4. Section **20A-1-306** is amended to read:

376 **20A-1-306. Electronic signatures prohibited.**

377 Notwithstanding Title 46, Chapter 4, Uniform Electronic Transactions Act, and  
378 Subsections 68-3-12(1)(e) and 68-3-12.5(28) and (40), an electronic signature may not be used  
379 to sign a petition to:

380 (1) except as provided in Section 20A-21-201, qualify a ballot proposition for the  
381 ballot under Chapter 7, Issues Submitted to the Voters;

382 (2) organize and register a political party under Chapter 8, Political Party Formation  
383 and Procedures; or

384 (3) except as provided in Section 20A-21-201, qualify a candidate for the ballot under  
385 Chapter 9, Candidate Qualifications and Nominating Procedures.

386 Section 5. Section **20A-1-609** is amended to read:

387 **20A-1-609. Omnibus penalties.**

388 (1) (a) Except as provided in Subsection (1)(b), a person who violates any provision of  
389 this title is guilty of a class B misdemeanor.

390 (b) Subsection (1)(a) does not apply to a provision of this title for which another  
391 penalty is expressly stated.

392 (c) An individual is not guilty of a crime for, by signing a petition for an initiative or  
393 referendum, falsely making the statement described in Subsection [~~20A-7-203(2)(d)(xx)~~;  
394 ~~20A-7-303(2)(d)(xx)~~, ~~20A-7-503(2)(d)(xx)~~, or ~~20A-7-603(2)(d)(xx)~~] 20A-7-203(3)(d)(xx),  
395 20A-7-303(3)(d)(xx), 20A-7-503(3)(d)(xx), or 20A-7-603(3)(d)(xx).

396 (2) Except as provided by Section 20A-2-101.3 or 20A-2-101.5, an individual  
397 convicted of any offense under this title may not:

398 (a) file a declaration of candidacy for any office or appear on the ballot as a candidate  
399 for any office during the election cycle in which the violation occurred;

400 (b) take or hold the office to which the individual was elected; and

401 (c) receive the emoluments of the office to which the individual was elected.

402 (3) (a) Any individual convicted of any offense under this title forfeits the right to vote

403 at any election unless the right to vote is restored as provided in Section [20A-2-101.3](#) or

404 [20A-2-101.5](#).

405 (b) Any person may challenge the right to vote of a person described in Subsection

406 (3)(a) by following the procedures and requirements of Section [20A-3a-803](#).

407 Section 6. Section **20A-7-101** is amended to read:

408 **20A-7-101. Definitions.**

409 As used in this chapter:

410 (1) "Approved device" means a device described in Subsection [20A-21-201\(4\)](#) used to

411 gather signatures for the electronic initiative process, the electronic referendum process, or the

412 electronic candidate qualification process.

413 ~~(1)~~ (2) "Budget officer" means:

414 (a) for a county, the person designated as budget officer in Section [17-19a-203](#);

415 (b) for a city, the person designated as budget officer in Subsection [10-6-106\(4\)](#);

416 (c) for a town, the town council; or

417 (d) for a metro township, the person described in Subsection ~~(1)~~ (2)(a) for the county

418 in which the metro township is located.

419 ~~(2)~~ (3) "Certified" means that the county clerk has acknowledged a signature as being

420 the signature of a registered voter.

421 ~~(3)~~ (4) "Circulation" means the process of submitting an initiative or referendum

422 petition to legal voters for their signature.

423 (5) "Electronic initiative process" means:

424 (a) as it relates to a statewide initiative, the process, described in Sections [20A-7-215](#)

425 and [20A-21-201](#), for gathering signatures; or

426 (b) as it relates to a local initiative, the process, described in Sections [20A-7-514](#) and

427 [20A-21-201](#), for gathering signatures.

428 (6) "Electronic referendum process" means:

429 (a) as it relates to a statewide referendum, the process, described in Sections

430 [20A-7-313](#) and [20A-21-201](#), for gathering signatures; or

431 (b) as it relates to a local referendum, the process, described in Sections 20A-7-614 and  
 432 20A-21-201, for gathering signatures.

433 ~~[(4)]~~ (7) "Eligible voter" means a legal voter who resides in the jurisdiction of the  
 434 county, city, or town that is holding an election on a ballot proposition.

435 ~~[(5)]~~ (8) "Final fiscal impact statement" means a financial statement prepared after  
 436 voters approve an initiative that contains the information required by Subsection  
 437 20A-7-202.5(2) or 20A-7-502.5(2).

438 ~~[(6)]~~ (9) "Initial fiscal impact estimate" means:

439 (a) a financial statement prepared under Section 20A-7-202.5 after the filing of an  
 440 application for an initiative petition; or

441 (b) a financial and legal statement prepared under Section 20A-7-502.5 or 20A-7-602.5  
 442 for an initiative or referendum petition.

443 ~~[(7)]~~ (10) "Initiative" means a new law proposed for adoption by the public as provided  
 444 in this chapter.

445 ~~[(8)]~~ (11) "Initiative packet" means a copy of the initiative petition, a copy of the  
 446 proposed law, and the signature sheets, all of which have been bound together as a unit.

447 ~~[(9)]~~ (12) (a) "Land use law" means a law of general applicability, enacted based on the  
 448 weighing of broad, competing policy considerations, that relates to the use of land, including  
 449 land use regulation, a general plan, a land use development code, an annexation ordinance, the  
 450 rezoning of a single property or multiple properties, or a comprehensive zoning ordinance or  
 451 resolution.

452 (b) "Land use law" does not include a land use decision, as defined in Section  
 453 10-9a-103 or 17-27a-103.

454 ~~[(10)]~~ (13) "Legal signatures" means the number of signatures of legal voters that:

455 (a) meet the numerical requirements of this chapter; and

456 (b) have been obtained, certified, and verified as provided in this chapter.

457 ~~[(11)]~~ (14) "Legal voter" means a person who ~~[(a)]~~ is registered to vote ~~[: or]~~ in Utah.

458 ~~[(b) becomes registered to vote before the county clerk certifies the signatures on an~~  
 459 ~~initiative or referendum petition.]~~

460 ~~[(12)]~~ (15) "Legally referable to voters" means:

461 (a) for a proposed local initiative, that the proposed local initiative is legally referable

462 to voters under Section 20A-7-502.7; or

463 (b) for a proposed local referendum, that the proposed local referendum is legally  
464 referable to voters under Section 20A-7-602.7.

465 [~~13~~] (16) "Local attorney" means the county attorney, city attorney, or town attorney  
466 in whose jurisdiction a local initiative or referendum petition is circulated.

467 [~~14~~] (17) "Local clerk" means the county clerk, city recorder, or town clerk in whose  
468 jurisdiction a local initiative or referendum petition is circulated.

469 [~~15~~] (18) (a) "Local law" includes:

470 (i) an ordinance;

471 (ii) a resolution;

472 (iii) a land use law;

473 (iv) a land use regulation, as defined in Section 10-9a-103; or

474 (v) other legislative action of a local legislative body.

475 (b) "Local law" does not include a land use decision, as defined in Section 10-9a-103.

476 [~~16~~] (19) "Local legislative body" means the legislative body of a county, city, town,  
477 or metro township.

478 [~~17~~] (20) "Local obligation law" means a local law passed by the local legislative  
479 body regarding a bond that was approved by a majority of qualified voters in an election.

480 [~~18~~] (21) "Local tax law" means a law, passed by a political subdivision with an  
481 annual or biannual calendar fiscal year, that increases a tax or imposes a new tax.

482 (22) "Manual initiative process" means the process for gathering signatures for an  
483 initiative using paper signature packets that a signer physically signs.

484 (23) "Manual referendum process" means the process for gathering signatures for a  
485 referendum using paper signature packets that a signer physically signs.

486 [~~19~~] (24) "Measure" means a proposed constitutional amendment, an initiative, or  
487 referendum.

488 [~~20~~] (25) "Referendum" means a process by which a law passed by the Legislature or  
489 by a local legislative body is submitted or referred to the voters for their approval or rejection.

490 [~~21~~] (26) "Referendum packet" means a copy of the referendum petition, a copy of  
491 the law being submitted or referred to the voters for their approval or rejection, and the  
492 signature sheets, all of which have been bound together as a unit.

493 ~~[(22) (a) "Signature" means a holographic signature.]~~  
494 ~~[(b) "Signature" does not mean an electronic signature.]~~  
495 (27) "Signature":  
496 (a) for a statewide initiative:  
497 (i) as it relates to the electronic initiative process, means:  
498 (A) an electronic signature collected under Section [20A-7-215](#) and Subsection  
499 [20A-21-201\(6\)\(c\)\(ii\)\(A\)](#); or  
500 (B) a holographic signature collected electronically under Section [20A-7-215](#) and  
501 Subsection [20A-21-201\(6\)\(c\)\(ii\)\(B\)](#); or  
502 (ii) as it relates to the manual initiative process:  
503 (A) means a holographic signature collected physically on a signature sheet described  
504 in Section [20A-7-203](#); and  
505 (B) does not include an electronic signature;  
506 (b) for a statewide referendum:  
507 (i) as it relates to the electronic referendum process, means:  
508 (A) an electronic signature collected under Section [20A-7-313](#) and Subsection  
509 [20A-21-201\(6\)\(c\)\(ii\)\(A\)](#); or  
510 (B) a holographic signature collected electronically under Section [20A-7-313](#) and  
511 Subsection [20A-21-201\(6\)\(c\)\(ii\)\(B\)](#); or  
512 (ii) as it relates to the manual referendum process:  
513 (A) means a holographic signature collected physically on a signature sheet described  
514 in Section [20A-7-303](#); and  
515 (B) does not include an electronic signature;  
516 (c) for a local initiative:  
517 (i) as it relates to the electronic initiative process, means:  
518 (A) an electronic signature collected under Section [20A-7-514](#) and Subsection  
519 [20A-21-201\(6\)\(c\)\(ii\)\(A\)](#); or  
520 (B) a holographic signature collected electronically under Section [20A-7-514](#) and  
521 Subsection [20A-21-201\(6\)\(c\)\(ii\)\(B\)](#); or  
522 (ii) as it relates to the manual initiative process:  
523 (A) means a holographic signature collected physically on a signature sheet described

524 in Section [20A-7-503](#); and

525 (B) does not include an electronic signature; or

526 (d) for a local referendum:

527 (i) as it relates to the electronic referendum process, means:

528 (A) an electronic signature collected under Section [20A-7-614](#) and Subsection

529 [20A-21-201](#)(6)(c)(ii)(A); or

530 (B) a holographic signature collected electronically under Section [20A-7-614](#) and

531 Subsection [20A-21-201](#)(6)(c)(ii)(B); or

532 (ii) as it relates to the manual referendum process:

533 (A) means a holographic signature collected physically on a signature sheet described

534 in Section [20A-7-603](#); and

535 (B) does not include an electronic signature.

536 [~~23~~] (28) "Signature sheets" means sheets in the form required by this chapter that are  
537 used to collect signatures in support of an initiative or referendum.

538 [~~24~~] (29) "Special local ballot proposition" means a local ballot proposition that is  
539 not a standard local ballot proposition.

540 [~~25~~] (30) "Sponsors" means the legal voters who support the initiative or referendum  
541 and who sign the application for petition copies.

542 [~~26~~] (31) (a) "Standard local ballot proposition" means a local ballot proposition for  
543 an initiative or a referendum.

544 (b) "Standard local ballot proposition" does not include a property tax referendum  
545 described in Section [20A-7-613](#).

546 [~~27~~] (32) "Tax percentage difference" means the difference between the tax rate  
547 proposed by an initiative or an initiative petition and the current tax rate.

548 [~~28~~] (33) "Tax percentage increase" means a number calculated by dividing the tax  
549 percentage difference by the current tax rate and rounding the result to the nearest thousandth.

550 [~~29~~] (34) "Verified" means acknowledged by the person circulating the petition as  
551 required in Sections [20A-7-205](#) and [20A-7-305](#).

552 Section 7. Section [20A-7-203](#) is amended to read:

553 **[20A-7-203. Manual initiative process -- Form of initiative petition and signature](#)**  
554 **sheets.**

555 (1) This section applies only to the manual initiative process.

556 ~~[(+)]~~ (2) (a) Each proposed initiative petition shall be printed in substantially the  
557 following form:

558 "INITIATIVE PETITION To the Honorable \_\_\_\_\_, Lieutenant Governor:

559 We, the undersigned citizens of Utah, respectfully demand that the following proposed  
560 law be submitted to the legal voters/Legislature of Utah for their/its approval or rejection at the  
561 regular general election/session to be held/ beginning on \_\_\_\_\_ (month\day\year);

562 Each signer says:

563 I have personally signed this petition;

564 The date next to my signature correctly reflects the date that I actually signed the  
565 petition;

566 I have personally reviewed the entire statement included with this packet;

567 I am registered to vote in Utah ~~[or intend to become registered to vote in Utah before~~  
568 ~~the certification of the petition names by the county clerk];~~ and

569 My residence and post office address are written correctly after my name.

570 NOTICE TO SIGNERS:

571 Public hearings to discuss this petition were held at: (list dates and locations of public  
572 hearings.)".

573 (b) If the initiative petition proposes a tax increase, the following statement shall  
574 appear, in at least 14-point, bold type, immediately following the information described in  
575 Subsection ~~[(+)]~~ (2)(a):

576 "This initiative petition seeks to increase the current (insert name of tax) rate by (insert  
577 the tax percentage difference) percent, resulting in a(n) (insert the tax percentage increase)  
578 percent increase in the current tax rate."

579 (c) The sponsors of an initiative or an agent of the sponsors shall attach a copy of the  
580 proposed law to each initiative petition.

581 ~~[(2)]~~ (3) Each signature sheet shall:

582 (a) be printed on sheets of paper 8-1/2 inches long and 11 inches wide;

583 (b) be ruled with a horizontal line three-fourths inch from the top, with the space above  
584 that line blank for the purpose of binding;

585 (c) include the title of the initiative printed below the horizontal line, in at least

586 14-point, bold type;

587 (d) include a table immediately below the title of the initiative, and beginning .5 inch

588 from the left side of the paper, as follows:

589 (i) the first column shall be .5 inch wide and include three rows;

590 (ii) the first row of the first column shall be .85 inch tall and contain the words "For

591 Office Use Only" in 10-point type;

592 (iii) the second row of the first column shall be .35 inch tall;

593 (iv) the third row of the first column shall be .5 inch tall;

594 (v) the second column shall be 2.75 inches wide;

595 (vi) the first row of the second column shall be .35 inch tall and contain the words

596 "Registered Voter's Printed Name (must be legible to be counted)" in 10-point type;

597 (vii) the second row of the second column shall be .5 inch tall;

598 (viii) the third row of the second column shall be .35 inch tall and contain the words

599 "Street Address, City, Zip Code" in 10-point type;

600 (ix) the fourth row of the second column shall be .5 inch tall;

601 (x) the third column shall be 2.75 inches wide;

602 (xi) the first row of the third column shall be .35 inch tall and contain the words

603 "Signature of Registered Voter" in 10-point type;

604 (xii) the second row of the third column shall be .5 inch tall;

605 (xiii) the third row of the third column shall be .35 inch tall and contain the words

606 "Email Address (optional, to receive additional information)" in 10-point type;

607 (xiv) the fourth row of the third column shall be .5 inch tall;

608 (xv) the fourth column shall be one inch wide;

609 (xvi) the first row of the fourth column shall be .35 inch tall and contain the words

610 "Date Signed" in 10-point type;

611 (xvii) the second row of the fourth column shall be .5 inch tall;

612 (xviii) the third row of the fourth column shall be .35 inch tall and contain the words

613 "Birth Date or Age (optional)" in 10-point type;

614 (xix) the fourth row of the third column shall be .5 inch tall; and

615 (xx) the fifth row of the entire table shall be the width of the entire table, .4 inch tall,

616 and contain the following statement, "By signing this petition, you are stating that you have

617 read and understand the law proposed by this petition." in 12-point type;

618 (e) the table described in Subsection [(2)] (3)(d) shall be repeated, leaving sufficient  
619 room at the bottom of the sheet for the information described in Subsection [(2)] (3)(f); and

620 (f) at the bottom of the sheet, include in the following order:

621 (i) the words "Fiscal Impact of" followed by the title of the initiative, in at least  
622 12-point, bold type;

623 (ii) except as provided in Subsection [(4)] (5), the initial fiscal impact estimate's  
624 summary statement issued by the Office of the Legislative Fiscal Analyst in accordance with  
625 Subsection 20A-7-202.5(2)(a), including any update in accordance with Subsection  
626 20A-7-204.1(5), in not less than 12-point type;

627 (iii) if the initiative petition proposes a tax increase, the following statement in  
628 12-point, bold type:

629 "This initiative petition seeks to increase the current (insert name of tax) rate by (insert  
630 the tax percentage difference) percent, resulting in a(n) (insert the tax percentage increase)  
631 percent increase in the current tax rate."; and

632 (iv) the word "Warning," in 12-point, bold type, followed by the following statement in  
633 not less than eight-point type:

634 "It is a class A misdemeanor for an individual to sign an initiative petition with a name  
635 other than the individual's own name, or to knowingly sign the individual's name more than  
636 once for the same measure, or to sign an initiative petition when the individual knows that the  
637 individual is not a registered voter [~~and knows that the individual does not intend to become~~  
638 ~~registered to vote before the certification of the petition names by the county clerk~~].

639 Birth date or age information is not required, but it may be used to verify your identity  
640 with voter registration records. If you choose not to provide it, your signature may not be  
641 verified as a valid signature if you change your address before petition signatures are verified  
642 or if the information you provide does not match your voter registration records."

643 [(3)] (4) The final page of each initiative packet shall contain the following printed or  
644 typed statement:

645 Verification of signature collector  
646 State of Utah, County of \_\_\_\_\_

647 I, \_\_\_\_\_, of \_\_\_\_\_, hereby state, under penalty of perjury, that:

648 I am a resident of Utah and am at least 18 years old;

649 All the names that appear in this packet were signed by individuals who professed to be  
650 the individuals whose names appear in it, and each of the individuals signed the individual's  
651 name on it in my presence;

652 I did not knowingly make a misrepresentation of fact concerning the law proposed by  
653 the initiative;

654 I believe that each individual has printed and signed the individual's name and written  
655 the individual's post office address and residence correctly, that each signer has read and  
656 understands the law proposed by the initiative, and that each signer is registered to vote in Utah  
657 [or intends to become registered to vote before the certification of the petition names by the  
658 county clerk].

659 Each individual who signed the packet wrote the correct date of signature next to the  
660 individual's name.

661 I have not paid or given anything of value to any individual who signed this petition to  
662 encourage that individual to sign it.

663 \_\_\_\_\_

664 (Name) (Residence Address) (Date)

665 ~~[(4)]~~ (5) If the initial fiscal impact estimate described in Subsection ~~[(2)(i)]~~ (3)(f)(ii), as  
666 updated in accordance with Subsection 20A-7-204.1(5), exceeds 200 words, the Office of the  
667 Legislative Fiscal Analyst shall prepare a shorter summary statement, for the purpose of  
668 inclusion on a signature sheet, that does not exceed 200 words.

669 ~~[(5)]~~ (6) If the forms described in this section are substantially followed, the initiative  
670 petitions are sufficient, notwithstanding clerical and merely technical errors.

671 ~~[(6)]~~ (7) An individual's status as a resident, under Subsection ~~[(3)]~~ (4), is determined  
672 in accordance with Section 20A-2-105.

673 Section 8. Section 20A-7-204 is amended to read:

674 **20A-7-204. Manual initiative process -- Circulation requirements -- Lieutenant**  
675 **governor to provide sponsors with materials.**

676 (1) This section applies only to the manual initiative process.

677 ~~[(1)]~~ (2) In order to obtain the necessary number of signatures required by this part, the  
678 sponsors or an agent of the sponsors shall, after the sponsors receive the documents described

679 in Subsection [~~(2)~~] (3), circulate initiative packets that meet the form requirements of this part.

680 [~~(2)~~] (3) The lieutenant governor shall furnish to the sponsors:

681 (a) a copy of the initiative petition, with any change submitted under Subsection

682 20A-7-204.1(5); and

683 (b) a signature sheet.

684 [~~(3)~~] (4) The sponsors of the petition shall:

685 (a) arrange and pay for the printing of all additional copies of the petition and signature  
686 sheets; and

687 (b) ensure that the copies of the petition and signature sheets meet the form  
688 requirements of this section.

689 [~~(4)~~] (5) (a) The sponsors or an agent of the sponsors may prepare the initiative for  
690 circulation by creating multiple initiative packets.

691 (b) The sponsors or an agent of the sponsors shall create the initiative packets by  
692 binding a copy of the initiative petition and no more than 50 signature sheets together at the top  
693 in a manner that the packets may be conveniently opened for signing.

694 (c) An initiative packet is not required to have a uniform number of signature sheets.

695 [~~(5)~~] (6) (a) The sponsors or an agent of the sponsors shall, before gathering signatures:

696 (i) contact the lieutenant governor's office to receive a range of numbers that the  
697 sponsors may use to number signature packets; and

698 (ii) number each signature packet, sequentially, within the range of numbers provided  
699 by the lieutenant governor's office, starting with the lowest number in the range.

700 (b) The sponsors or an agent of the sponsors may not:

701 (i) number a signature packet in a manner not directed by the lieutenant governor's  
702 office; or

703 (ii) circulate or submit a signature packet that is not numbered in the manner directed  
704 by the lieutenant governor's office.

705 (c) The lieutenant governor shall keep a record of the number range provided under  
706 Subsection [~~(5)~~] (6)(a).

707 Section 9. Section 20A-7-205 is amended to read:

708 **20A-7-205. Manual initiative process -- Obtaining signatures -- Verification --**  
709 **Removal of signature.**

- 710 (1) This section applies only to the manual initiative process.
- 711 ~~[(+)]~~ (2) A Utah voter may sign an initiative petition if the voter is a legal voter.
- 712 ~~[(2)]~~ (3) (a) The sponsors shall ensure that the individual in whose presence each
- 713 signature sheet was signed:
- 714 (i) is at least 18 years old and meets the residency requirements of Section [20A-2-105](#);
- 715 (ii) verifies each signature sheet by completing the verification printed on the last page
- 716 of each initiative packet; and
- 717 (iii) is informed that each signer is required to read and understand the law proposed by
- 718 the initiative.
- 719 (b) An individual may not sign the verification printed on the last page of the initiative
- 720 packet if the person signed a signature sheet in the initiative packet.
- 721 ~~[(3)]~~ (4) (a) A voter who has signed an initiative petition may have the voter's signature
- 722 removed from the petition by submitting to the county clerk a statement requesting that the
- 723 voter's signature be removed before 5 p.m. no later than the earlier of:
- 724 (i) for an initiative packet received by the county clerk before December 1:
- 725 (A) 30 days after the day on which the voter signs the signature removal statement; or
- 726 (B) 90 days after the day on which the lieutenant governor posts the voter's name under
- 727 Subsection [20A-7-207\(2\)](#)~~[(a)]~~; or
- 728 (ii) for an initiative packet received by the county clerk on or after December 1:
- 729 (A) 30 days after the day on which the voter signs the signature removal statement; or
- 730 (B) 45 days after the day on which the lieutenant governor posts the voter's name under
- 731 Subsection [20A-7-207\(2\)](#)~~[(a)]~~.
- 732 (b) (i) The statement shall include:
- 733 (A) the name of the voter;
- 734 (B) the resident address at which the voter is registered to vote;
- 735 (C) the signature of the voter; and
- 736 (D) the date of the signature described in Subsection ~~[(3)]~~ [\(4\)](#)(b)(i)(C).
- 737 (ii) To increase the likelihood of the voter's signature being identified and removed, the
- 738 statement may include the voter's birth date or age.
- 739 (c) A voter may not submit a statement by email or other electronic means.
- 740 (d) In order for the signature to be removed, the county clerk must receive the

741 statement before 5 p.m. no later than the applicable deadline described in Subsection [~~(3)~~]  
742 (4)(a).

743 (e) A person may only remove a signature from an initiative petition in accordance  
744 with this Subsection [~~(3)~~] (4).

745 (f) A county clerk shall analyze a signature, for purposes of removing a signature from  
746 an initiative petition, in accordance with Section [20A-7-206.3](#).

747 Section 10. Section [20A-7-206](#) is amended to read:

748 **[20A-7-206. Manual initiative process -- Submitting the initiative petition --](#)**  
749 **[Certification of signatures by the county clerks -- Transfer to lieutenant governor.](#)**

750 (1) This section applies only to the manual initiative process.

751 ~~(+)~~ (2) (a) The sponsors, or an agent of the sponsors, shall submit a signed and  
752 verified initiative packet to the county clerk of the county in which the packet was circulated  
753 before 5 p.m. no later than the earlier of:

754 (i) 30 days after the day on which the first individual signs the initiative packet;

755 (ii) 316 days after the day on which the application for the initiative petition is filed; or

756 (iii) the February 15 immediately before the next regular general election immediately  
757 after the application is filed under Section [20A-7-202](#).

758 (b) A person may not submit an initiative packet after the deadline described in  
759 Subsection ~~(+)~~ (2)(a).

760 (c) Before delivering a packet to the county clerk under Subsection ~~(+)~~ (2), the  
761 sponsors shall send an email to each individual who provides a legible, valid email address on  
762 the form described in Subsection [20A-7-203](#)~~(2)~~(3)(d) that includes the following:

763 (i) the subject of the email shall include the following statement, "Notice Regarding  
764 Your Petition Signature";

765 (ii) the body of the email shall include the following statement in 12-point type:

766 "You signed a petition for the following initiative:

767 [insert title of initiative]

768 To access a copy of the initiative petition, the initiative, the fiscal impact statement, and  
769 information on the deadline for removing your signature from the petition, please visit the  
770 following link: [insert a uniform resource locator that takes the individual directly to the page  
771 on the lieutenant governor's website that includes the information referred to in the email]."

772 (d) When the sponsors submit the final signature packet to the county clerk, the  
773 sponsors shall submit to the county clerk the following written verification, completed and  
774 signed by each of the sponsors:

775 Verification of initiative sponsor

776 State of Utah, County of \_\_\_\_\_

777 I, \_\_\_\_\_, of \_\_\_\_\_, hereby state, under penalty of perjury, that:

778 I am a sponsor of the initiative petition entitled \_\_\_\_\_;

779 I sent, or caused to be sent, to each individual who provided a legible, valid email  
780 address on a signature packet submitted to the county clerk in relation to the initiative petition,  
781 the email described in Utah Code Subsection 20A-7-206[~~(1)~~](2)(c).

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782  
783 (Name) (Residence Address) (Date)

784 (e) Signatures gathered for the initiative petition are not valid if the sponsors do not  
785 comply with this Subsection [~~(1)~~] (2).

786 [~~(2)~~] (3) The county clerk shall, within 21 days after the day on which the county clerk  
787 receives the packet:

788 (a) determine whether each signer is a registered voter according to the requirements of  
789 Section 20A-7-206.3;

790 (b) certify on the petition whether each name is that of a registered voter;

791 (c) except as provided in Subsection [~~(3)~~] (4), post the name [~~and~~], voter identification  
792 number, and date of signature of each registered voter certified under Subsection [~~(2)~~] (3)(b) on  
793 the lieutenant governor's website, in a conspicuous location designated by the lieutenant  
794 governor; and

795 (d) deliver the verified initiative packet to the lieutenant governor.

796 [~~(3)~~] (4) (a) If the county clerk timely receives a statement requesting signature  
797 removal under Subsection 20A-7-205[~~(3)~~](4), the county clerk shall:

798 (i) ensure that the voter's name [~~and~~], voter identification number, and date of signature  
799 are not included in the posting described in Subsection [~~(2)~~] (3)(c); and

800 (ii) remove the voter's signature from the signature packets and signature packet totals.

801 (b) The county clerk shall comply with Subsection [~~(3)~~] (4)(a) before the later of:

802 (i) the deadline described in Subsection [~~(2)~~] (3); or

803 (ii) two business days after the day on which the county clerk receives a statement  
804 requesting signature removal under Subsection 20A-7-205~~(3)~~(4).

805 ~~(4)~~ (5) The county clerk may not certify a signature under Subsection ~~(2)~~ (3):

806 (a) on an initiative packet that is not verified in accordance with Section 20A-7-205; or

807 (b) that does not have a date of signature next to the signature.

808 ~~(5)~~ (6) A person may not retrieve an initiative packet from a county clerk, or make  
809 any alterations or corrections to an initiative packet, after the initiative packet is submitted to  
810 the county clerk.

811 Section 11. Section 20A-7-206.3 is amended to read:

812 **20A-7-206.3. Verification of petition signatures.**

813 (1) As used in this section:

814 (a) "Substantially similar name" means:

815 (i) the given name and surname shown on the petition, or both, contain only minor  
816 spelling differences when compared to the given name and surname shown on the official  
817 register;

818 (ii) the surname shown on the petition exactly matches the surname shown on the  
819 official register, and the given names differ only because one of the given names shown is a  
820 commonly used abbreviation or variation of the other;

821 (iii) the surname shown on the petition exactly matches the surname shown on the  
822 official register, and the given names differ only because one of the given names shown is  
823 accompanied by a first or middle initial or a middle name which is not shown on the other  
824 record; or

825 (iv) the surname shown on the petition exactly matches the surname shown on the  
826 official register, and the given names differ only because one of the given names shown is an  
827 alphabetically corresponding initial that has been provided in the place of a given name shown  
828 on the other record.

829 (b) "Substantially similar name" does not include a name having an initial or a middle  
830 name shown on the petition that does not match a different initial or middle name shown on the  
831 official register.

832 (2) ~~The~~ In relation to an individual who signs an initiative petition with a holographic  
833 signature, the county clerk shall use the following procedures in determining whether a signer

834 is a registered voter:

835 (a) if a signer's name and address shown on the petition exactly match a name and  
836 address shown on the official register and the signer's signature appears substantially similar to  
837 the signature on the statewide voter registration database, the county clerk shall declare the  
838 signature valid;

839 (b) if there is no exact match of an address and a name, the county clerk shall declare  
840 the signature valid if:

841 (i) the address on the petition matches the address of an individual on the official  
842 register with a substantially similar name; and

843 (ii) the signer's signature appears substantially similar to the signature on the statewide  
844 voter registration database of the individual described in Subsection (2)(b)(i);

845 (c) if there is no match of an address and a substantially similar name, the county clerk  
846 shall declare the signature valid if:

847 (i) the birth date or age on the petition matches the birth date or age of an individual on  
848 the official register with a substantially similar name; and

849 (ii) the signer's signature appears substantially similar to the signature on the statewide  
850 voter registration database of the individual described in Subsection (2)(c)(i); and

851 (d) if a signature is not declared valid under Subsection (2)(a), (b), or (c), the county  
852 clerk shall declare the signature to be invalid.

853 (3) [The] In relation to an individual who, with a holographic signature, signs a  
854 statement to remove the individual's signature from an initiative petition, the county clerk shall  
855 use the following procedures in determining whether to remove a signature from a petition  
856 after receiving a timely, valid statement requesting removal of the signature:

857 (a) if a signer's name and address shown on the statement and the petition exactly  
858 match a name and address shown on the official register and the signer's signature on both the  
859 statement and the petition appears substantially similar to the signature on the statewide voter  
860 registration database, the county clerk shall remove the signature from the petition;

861 (b) if there is no exact match of an address and a name, the county clerk shall remove  
862 the signature from the petition if:

863 (i) the address on the statement and the petition matches the address of an individual  
864 on the official register with a substantially similar name; and

865 (ii) the signer's signature on both the statement and the petition appears substantially  
 866 similar to the signature on the statewide voter registration database of the individual described  
 867 in Subsection (3)(b)(i);

868 (c) if there is no match of an address and a substantially similar name, the county clerk  
 869 shall remove the signature from the petition if:

870 (i) the birth date or age on the statement and petition match the birth date or age of an  
 871 individual on the official register with a substantially similar name; and

872 (ii) the signer's signature on both the statement and the petition appears substantially  
 873 similar to the signature on the statewide voter registration database of the individual described  
 874 in Subsection (3)(c)(i); and

875 (d) if a signature does not qualify for removal under Subsection (3)(a), (b), or (c), the  
 876 county clerk may not remove the signature from the petition.

877 Section 12. Section **20A-7-207** is amended to read:

878 **20A-7-207. Evaluation by the lieutenant governor.**

879 (1) [~~When~~] In relation to the manual initiative process, when the lieutenant governor  
 880 receives an initiative packet from a county clerk, the lieutenant governor shall record the  
 881 number of the initiative packet received.

882 (2) [~~(a)~~] The county clerk shall:

883 (a) in relation to the manual initiative process:

884 (i) post the names [~~and~~], voter identification numbers, and dates of signatures  
 885 described in Subsection 20A-7-206[~~(2)~~](3)(c) on the lieutenant governor's website, in a  
 886 conspicuous location designated by the lieutenant governor:

887 (A) for an initiative packet received by the county clerk before December 1, for at least  
 888 90 days; or

889 (B) for an initiative packet received by the county clerk on or after December 1, for at  
 890 least 45 days; and

891 (ii) update on the lieutenant governor's website the number of signatures certified as of  
 892 the date of the update[-]; or

893 (b) in relation to the electronic initiative process:

894 (i) post the names, voter identification numbers, and dates of signatures described in  
 895 Subsection 20A-7-217(4) on the lieutenant governor's website, in a conspicuous location

896 designated by the lieutenant governor:

897 (A) for a signature received by the county clerk before December 1, for at least 90  
898 days; or

899 (B) for a signature received by the county clerk on or after December 1, for at least 45  
900 days; and

901 (ii) update on the lieutenant governor's website the number of signatures certified as of  
902 the date of the update.

903 ~~[(b)]~~ (3) The lieutenant governor:

904 ~~[(i)]~~ (a) shall, except as provided in Subsection ~~[(2)(b)(ii)]~~ (3)(b), declare the petition  
905 to be sufficient or insufficient on April 30 before the regular general election described in  
906 Subsection 20A-7-201(2)(b); or

907 ~~[(ii)]~~ (b) may declare the petition to be insufficient before the day described in  
908 Subsection ~~[(2)(b)(i)]~~ (3)(a) if:

909 ~~[(A)]~~ (i) in relation to the manual initiative process, the total of all valid signatures on  
910 timely and lawfully submitted signature packets that have been certified by the county clerks,  
911 plus the number of signatures on timely and lawfully submitted signature packets that have not  
912 yet been evaluated for certification, is less than the number of names required under Section  
913 20A-7-201; ~~or~~

914 (ii) in relation to the electronic initiative process, the total of all timely and lawfully  
915 submitted valid signatures that have been certified by the county clerks, plus the number of  
916 timely and lawfully submitted valid signatures received under Subsection 20A-21-201(6)(b)  
917 that have not yet been evaluated for certification, is less than the number of names required  
918 under Section 20A-7-201; or

919 ~~[(B)]~~ (iii) a requirement of this part has not been met.

920 ~~[(c)]~~ (4) (a) If the total number of names certified under ~~[this]~~ Subsection ~~[(2)]~~ (3)  
921 equals or exceeds the number of names required under Section 20A-7-201, and the  
922 requirements of this part are met, the lieutenant governor shall mark upon the front of the  
923 petition the word "sufficient."

924 ~~[(d)]~~ (b) If the total number of names certified under ~~[this]~~ Subsection ~~[(2)]~~ (3) does  
925 not equal or exceed the number of names required under Section 20A-7-201 or a requirement  
926 of this part is not met, the lieutenant governor shall mark upon the front of the petition the

927 word "insufficient."

928 ~~[(c)]~~ (c) The lieutenant governor shall immediately notify any one of the sponsors of  
929 the lieutenant governor's finding.

930 ~~[(5)]~~ (5) After a petition is declared insufficient, a person may not submit additional  
931 signatures to qualify the petition for the ballot.

932 ~~[(6)]~~ (6) (a) If the lieutenant governor refuses to accept and file an initiative petition  
933 that a voter believes is legally sufficient, the voter may, no later than May 15, apply to the  
934 appropriate court for an extraordinary writ to compel the lieutenant governor to accept and file  
935 the initiative petition.

936 (b) If the court determines that the initiative petition is legally sufficient, the lieutenant  
937 governor shall file the petition, with a verified copy of the judgment attached to the petition, as  
938 of the date on which the petition was originally offered for filing in the lieutenant governor's  
939 office.

940 (c) If the court determines that a petition filed is not legally sufficient, the court may  
941 enjoin the lieutenant governor and all other officers from certifying or printing the ballot title  
942 and numbers of that measure on the official ballot.

943 ~~[(7)]~~ (7) A petition determined to be sufficient in accordance with this section is  
944 qualified for the ballot.

945 Section 13. Section **20A-7-213** is amended to read:

946 **20A-7-213. Misconduct of electors and officers -- Penalty.**

947 (1) It is unlawful for any person to:

948 (a) sign any name other than the person's own to an initiative petition or a statement  
949 described in Subsection ~~[20A-7-205(3)]~~ 20A-7-205(4) or 20A-7-216(4);

950 (b) knowingly sign the person's name more than once for the same measure at one  
951 election;

952 (c) knowingly indicate ~~[on an initiative packet]~~ that a person who signed ~~[the packet]~~  
953 an initiative petition signed the ~~[packet]~~ petition on a date other than the date that the person  
954 signed the ~~[packet]~~ petition;

955 (d) sign an initiative petition knowing the person is not a legal voter; or

956 (e) knowingly and willfully violate any provision of this part.

957 (2) It is unlawful for any person to sign the verification for an initiative packet, or to

958 electronically sign the verification for a signature under Subsection 20A-21-201(9), knowing  
 959 that:

960 (a) the person does not meet the residency requirements of Section 20A-2-105;

961 (b) the signature date ~~[next to]~~ associated with the person's ~~[name on the initiative~~  
 962 ~~packet]~~ signature for the initiative petition is not the date that the person signed the ~~[packet~~  
 963 ~~petition;~~

964 (c) the person has not witnessed the signatures of those persons ~~[whose names appear~~  
 965 ~~in the initiative packet]~~ whose signatures the person collects or submits; or

966 (d) one or more ~~[persons whose signatures appear in the initiative packet is either: (i)]~~  
 967 individuals who signed the initiative petition are not registered to vote in Utah~~;~~ or.

968 ~~[(ii) does not intend to become registered to vote in Utah.]~~

969 (3) It is unlawful for any person to:

970 (a) pay a person to sign an initiative petition;

971 (b) pay a person to remove the person's signature from an initiative petition;

972 (c) accept payment to sign an initiative petition; or

973 (d) accept payment to have the person's name removed from an initiative petition.

974 (4) Any person violating this section is guilty of a class A misdemeanor.

975 Section 14. Section 20A-7-215 is enacted to read:

976 **20A-7-215. Electronic initiative process -- Form of initiative petition -- Circulation**  
 977 **requirements -- Signature collection.**

978 (1) This section applies only to the electronic initiative process.

979 (2) (a) The first screen presented on the approved device shall include the following  
 980 statement:

981 "This INITIATIVE PETITION is addressed to the Honorable \_\_\_\_\_, Lieutenant  
 982 Governor:

983 The citizens of Utah who sign this petition respectfully demand that the following  
 984 proposed law be submitted to the legal voters/Legislature of Utah for their/its approval or  
 985 rejection at the regular general election/session to be held/ beginning on

986 \_\_\_\_\_ (month\day\year)."

987 (b) An individual may not advance to the second screen until the individual clicks a  
 988 link at the bottom of the first screen stating, "By clicking here, I attest that I have read and

989 understand the information presented on this screen."

990 (3) (a) The second screen presented on the approved device shall include the following  
991 statement:

992 "Public hearings to discuss this petition were held at: (list dates and locations of public  
993 hearings.)".

994 (b) An individual may not advance to the third screen until the individual clicks a link  
995 at the bottom of the second screen stating, "By clicking here, I attest that I have read and  
996 understand the information presented on this screen."

997 (4) (a) The third screen presented on the approved device shall include the title of  
998 proposed law, described in Subsection [20A-7-202\(2\)\(d\)\(i\)](#), followed by the entire text of the  
999 proposed law.

1000 (b) An individual may not advance to the fourth screen until the individual clicks a link  
1001 at the bottom of the third screen stating, "By clicking here, I attest that I have read and  
1002 understand the entire text of the proposed law."

1003 (5) Subsequent screens shall be presented on the device in the following order, with the  
1004 individual viewing the device being required, before advancing to the next screen, to click a  
1005 link at the bottom of the screen with the following statement: "By clicking here, I attest that I  
1006 have read and understand the information presented on this screen.":

1007 (a) a description of all proposed sources of funding for the costs associated with the  
1008 proposed law, including the proposed percentage of total funding from each source;

1009 (b) (i) if the initiative petition proposes a tax increase, the following statement, "This  
1010 initiative petition seeks to increase the current (insert name of tax) rate by (insert the tax  
1011 percentage difference) percent, resulting in a(n) (insert the tax percentage increase) percent  
1012 increase in the current tax rate."; or

1013 (ii) if the initiative petition does not propose a tax increase, the following statement,  
1014 "This initiative petition does not propose a tax increase.";

1015 (c) the initial fiscal impact estimate's summary statement issued by the Office of the  
1016 Legislative Fiscal Analyst in accordance with Subsection [20A-7-202.5\(2\)\(a\)](#), including any  
1017 update in accordance with Subsection [20A-7-204.1\(5\)](#);

1018 (d) a statement indicating whether persons gathering signatures for the petition may be  
1019 paid for gathering signatures; and

1020 (e) the following statement, followed by links where the individual may click "yes" or  
1021 "no":  
1022 "I have personally reviewed the entirety of each statement presented on this device;  
1023 I am personally signing this petition;  
1024 I am registered to vote in Utah; and  
1025 All information I enter on this device, including my residence and post office address, is  
1026 accurate.

1027 It is a class A misdemeanor for an individual to sign an initiative petition with a name  
1028 other than the individual's own name, or to knowingly sign the individual's name more than  
1029 once for the same measure, or to sign an initiative petition when the individual knows that the  
1030 individual is not a registered voter.

1031 WARNING

1032 Even if your voter registration record is classified as private, your name, voter  
1033 identification number, and date of signature in relation to signing this petition will be made  
1034 public.

1035 Do you wish to continue and sign this petition?"

1036 (6) (a) If the individual clicks "no" in response to the question described in Subsection  
1037 (5)(e), the next screen shall include the following statement, "Thank you for your time. Please  
1038 return this device to the signature-gatherer."

1039 (b) If the individual clicks "yes" in response to the question described in Subsection  
1040 (5)(e), the website, or the application that accesses the website, shall take the signature-gatherer  
1041 and the individual signing the petition through the signature process described in Section  
1042 [20A-21-201](#).

1043 Section 15. Section **20A-7-216** is enacted to read:

1044 **20A-7-216. Electronic initiative process -- Obtaining signatures -- Request to**  
1045 **remove signature.**

1046 (1) This section applies to the electronic initiative process.

1047 (2) A Utah voter may sign an initiative if the voter is a legal voter.

1048 (3) The sponsors shall ensure that the signature-gatherer who collects a signature from  
1049 an individual:

1050 (a) verifies that the individual is at least 18 years old and meets the residency

1051 requirements of Section 20A-2-105; and

1052 (b) is informed that each signer is required to read and understand the law proposed by  
1053 the initiative.

1054 (4) A voter who has signed an initiative petition may have the voter's signature  
1055 removed from the petition by submitting to the county clerk a statement requesting that the  
1056 voter's signature be removed before 5 p.m. no later than the earlier of:

1057 (a) for an electronic signature gathered before December 1:

1058 (i) 30 days after the day on which the voter signs the signature removal statement; or

1059 (ii) 90 days after the day on which the county clerk posts the voter's name under

1060 Subsection 20A-7-217(4); or

1061 (b) for an electronic signature gathered on or after December 1:

1062 (i) 30 days after the day on which the voter signs the signature removal statement; or

1063 (ii) 45 days after the day on which the county clerk posts the voter's name under

1064 Subsection 20A-7-217(4).

1065 (5) (a) The statement shall include:

1066 (i) the name of the voter;

1067 (ii) the resident address at which the voter is registered to vote;

1068 (iii) the signature of the voter; and

1069 (iv) the date of the signature described in Subsection (5)(a)(iii).

1070 (b) To increase the likelihood of the voter's signature being identified and removed, the  
1071 statement may include the voter's birth date or age.

1072 (c) A voter may not submit a signature removal statement by email or other electronic  
1073 means, unless the lieutenant governor establishes a signature removal process that is consistent  
1074 with the requirements of this section and Section 20A-21-201.

1075 (d) A person may only remove an electronic signature from an initiative petition in  
1076 accordance with this section.

1077 (e) A county clerk shall analyze a holographic signature, for purposes of removing an  
1078 electronic signature from an initiative petition, in accordance with Section 20A-7-206.3.

1079 Section 16. Section 20A-7-217 is enacted to read:

1080 **20A-7-217. Electronic initiative process -- Collecting signatures -- Email**

1081 **notification -- Removal of signatures.**

- 1082 (1) This section applies only to the electronic initiative process.
- 1083 (2) A signature-gatherer may not collect a signature after 5 p.m., the earlier of:
- 1084 (a) 316 days after the day on which the application for the initiative petition is filed; or
- 1085 (b) the February 15 immediately before the next regular general election immediately
- 1086 after the application is filed under Section [20A-7-202](#).
- 1087 (3) The lieutenant governor shall send to each individual who provides a valid email
- 1088 address during the signature-gathering process an email that includes the following:
- 1089 (a) the subject of the email shall include the following statement, "Notice Regarding
- 1090 Your Petition Signature"; and
- 1091 (b) the body of the email shall include the following statement in 12-point type:
- 1092 "You signed a petition for the following initiative:
- 1093 [insert title of initiative]
- 1094 To access a copy of the initiative petition, the initiative, the fiscal impact statement, and
- 1095 information on the deadline for removing your signature from the petition, please visit the
- 1096 following link: [insert a uniform resource locator that takes the individual directly to the page
- 1097 on the lieutenant governor's website that includes the information referred to in the email]."
- 1098 (4) Except as provided in Subsection (5), the county clerk shall, within two business
- 1099 days after the day on which the signature of an individual who signs a petition is certified under
- 1100 Section [20A-21-201](#), post the name, voter identification number, and date of signature of the
- 1101 individual on the lieutenant governor's website, in a conspicuous location designated by the
- 1102 lieutenant governor.
- 1103 (5) (a) If the county clerk timely receives a statement requesting signature removal
- 1104 under Subsection [20A-7-216\(4\)](#), the county clerk shall:
- 1105 (i) ensure that the voter's name, voter identification number, and date of signature are
- 1106 not included in the posting described in Subsection (4); and
- 1107 (ii) remove the voter's signature from the petition and the petition signature totals.
- 1108 (b) The county clerk shall comply with Subsection (5)(a) before the later of:
- 1109 (i) the deadline described in Subsection (4); or
- 1110 (ii) two business days after the day on which the county clerk receives a statement
- 1111 requesting signature removal under Subsection [20A-7-216\(4\)](#).
- 1112 Section 17. Section **20A-7-303** is amended to read:

1113           **20A-7-303. Manual referendum process -- Form of referendum petition and**  
 1114 **signature sheets.**

1115           (1) This section applies only to the manual referendum process.

1116           ~~[(1)]~~ (2) (a) Each proposed referendum petition shall be printed in substantially the  
 1117 following form:

1118           "REFERENDUM PETITION To the Honorable \_\_\_\_, Lieutenant Governor:

1119           We, the undersigned citizens of Utah, respectfully order that Senate (or House) Bill No.  
 1120 \_\_\_\_, entitled (title of act, and, if the petition is against less than the whole act, set forth here  
 1121 the part or parts on which the referendum is sought), passed by the Legislature of the state of  
 1122 Utah during the \_\_\_\_ Session, be referred to the people of Utah for their approval or rejection  
 1123 at a regular general election or a statewide special election;

1124           Each signer says:

1125           I have personally signed this petition;

1126           The date next to my signature correctly reflects the date that I actually signed the  
 1127 petition;

1128           I have personally reviewed the entire statement included with this packet;

1129           I am registered to vote in Utah ~~[or intend to become registered to vote in Utah before~~  
 1130 ~~the certification of the petition names by the county clerk];~~ and

1131           My residence and post office address are written correctly after my name.".

1132           (b) The sponsors of a referendum or an agent of the sponsors shall attach a copy of the  
 1133 law that is the subject of the referendum to each referendum petition.

1134           ~~[(2)]~~ (3) Each signature sheet shall:

1135           (a) be printed on sheets of paper 8-1/2 inches long and 11 inches wide;

1136           (b) be ruled with a horizontal line three-fourths inch from the top, with the space above  
 1137 that line blank for the purpose of binding;

1138           (c) include the title of the referendum printed below the horizontal line, in at least  
 1139 14-point, bold type;

1140           (d) include a table immediately below the title of the referendum, and beginning .5 inch  
 1141 from the left side of the paper, as follows:

1142           (i) the first column shall be .5 inch wide and include three rows;

1143           (ii) the first row of the first column shall be .85 inch tall and contain the words "For

- 1144 Office Use Only" in 10-point type;
- 1145 (iii) the second row of the first column shall be .35 inch tall;
- 1146 (iv) the third row of the first column shall be .5 inch tall;
- 1147 (v) the second column shall be 2.75 inches wide;
- 1148 (vi) the first row of the second column shall be .35 inch tall and contain the words
- 1149 "Registered Voter's Printed Name (must be legible to be counted)" in 10-point type;
- 1150 (vii) the second row of the second column shall be .5 inch tall;
- 1151 (viii) the third row of the second column shall be .35 inch tall and contain the words
- 1152 "Street Address, City, Zip Code" in 10-point type;
- 1153 (ix) the fourth row of the second column shall be .5 inch tall;
- 1154 (x) the third column shall be 2.75 inches wide;
- 1155 (xi) the first row of the third column shall be .35 inch tall and contain the words
- 1156 "Signature of Registered Voter" in 10-point type;
- 1157 (xii) the second row of the third column shall be .5 inch tall;
- 1158 (xiii) the third row of the third column shall be .35 inch tall and contain the words
- 1159 "Email Address (optional, to receive additional information)" in 10-point type;
- 1160 (xiv) the fourth row of the third column shall be .5 inch tall;
- 1161 (xv) the fourth column shall be one inch wide;
- 1162 (xvi) the first row of the fourth column shall be .35 inch tall and contain the words
- 1163 "Date Signed" in 10-point type;
- 1164 (xvii) the second row of the fourth column shall be .5 inch tall;
- 1165 (xviii) the third row of the fourth column shall be .35 inch tall and contain the words
- 1166 "Birth Date or Age (optional)" in 10-point type;
- 1167 (xix) the fourth row of the third column shall be .5 inch tall; and
- 1168 (xx) the fifth row of the entire table shall be the width of the entire table, .4 inch tall,
- 1169 and contain the following words "By signing this petition, you are stating that you have read
- 1170 and understand the law that this petition seeks to overturn." in 12-point type;
- 1171 (e) the table described in Subsection [(2)] (3)(d) shall be repeated, leaving sufficient
- 1172 room at the bottom of the sheet for the information described in Subsection [(2)] (3)(f); and
- 1173 (f) at the bottom of the sheet, include the word "Warning," in 12-point, bold type,
- 1174 followed by the following statement in not less than eight-point type:

1175 "It is a class A misdemeanor for an individual to sign a referendum petition with a name  
1176 other than the individual's own name, or to knowingly sign the individual's name more than  
1177 once for the same measure, or to sign a referendum petition when the individual knows that the  
1178 individual is not a registered voter [~~and knows that the individual does not intend to become~~  
1179 ~~registered to vote before the certification of the petition names by the county clerk~~].

1180 Birth date or age information is not required, but it may be used to verify your identity  
1181 with voter registration records. If you choose not to provide it, your signature may not be  
1182 verified as a valid signature if you change your address before petition signatures are verified  
1183 or if the information you provide does not match your voter registration records."

1184 [(3)] (4) The final page of each referendum packet shall contain the following printed  
1185 or typed statement:

1186 Verification of signature collector

1187 State of Utah, County of \_\_\_\_

1188 I, \_\_\_\_\_, of \_\_\_\_\_, hereby state, under penalty of perjury, that:

1189 I am a Utah resident and am at least 18 years old;

1190 All the names that appear in this packet were signed by individuals who professed to be  
1191 the individuals whose names appear in it, and each of the individuals signed the individual's  
1192 name on it in my presence;

1193 I did not knowingly make a misrepresentation of fact concerning the law this petition  
1194 seeks to overturn;

1195 I believe that each individual has printed and signed the individual's name and written  
1196 the individual's post office address and residence correctly, that each signer has read and  
1197 understands the law that the referendum seeks to overturn, and that each signer is registered to  
1198 vote in Utah [~~or intends to become registered to vote before the certification of the petition~~  
1199 ~~names by the county clerk~~].

1200 Each individual who signed the packet wrote the correct date of signature next to the  
1201 individual's name.

1202 I have not paid or given anything of value to any individual who signed this petition to  
1203 encourage that individual to sign it.

1204 \_\_\_\_\_

1205 (Name) (Residence Address) (Date).

1206           ~~[(4)]~~ (5) If the forms described in this section are substantially followed, the  
1207 referendum petitions are sufficient, notwithstanding clerical and merely technical errors.

1208           ~~[(5)]~~ (6) An individual's status as a resident, under Subsection ~~[(3)]~~ (4), is determined  
1209 in accordance with Section 20A-2-105.

1210           Section 18. Section 20A-7-304 is amended to read:

1211           **20A-7-304. Manual referendum process -- Circulation requirements --**  
1212 **Lieutenant governor to provide sponsors with materials.**

1213           (1) This section applies only to the manual referendum process.

1214           ~~[(1)]~~ (2) In order to obtain the necessary number of signatures required by this part, the  
1215 sponsors or an agent of the sponsors shall, after the sponsors receive the documents described  
1216 in Subsection ~~[(2)]~~ (3), circulate referendum packets that meet the form requirements of this  
1217 part.

1218           ~~[(2)]~~ (3) The lieutenant governor shall furnish to the sponsors:

1219           (a) a copy of the referendum petition; and

1220           (b) a signature sheet.

1221           ~~[(3)]~~ (4) The sponsors of the petition shall:

1222           (a) arrange and pay for the printing of all additional copies of the petition and signature  
1223 sheets; and

1224           (b) ensure that the copies of the petition and signature sheets meet the form  
1225 requirements of this section.

1226           ~~[(4)]~~ (5) (a) The sponsors or an agent of the sponsors may prepare the referendum for  
1227 circulation by creating multiple referendum packets.

1228           (b) The sponsors or an agent of the sponsors shall create referendum packets by  
1229 binding a copy of the referendum and no more than 50 signature sheets together at the top in a  
1230 manner that the packets may be conveniently opened for signing.

1231           (c) A referendum packet is not required to have a uniform number of signature sheets.

1232           ~~[(5)]~~ (6) (a) The sponsors or an agent of the sponsors shall, before gathering signatures:

1233           (i) contact the lieutenant governor's office to receive a range of numbers that the  
1234 sponsors may use to number signature packets; and

1235           (ii) number each signature packet, sequentially, within the range of numbers provided  
1236 by the lieutenant governor's office, starting with the lowest number in the range.

- 1237 (b) The sponsors or an agent of the sponsors may not:  
1238 (i) number a signature packet in a manner not directed by the lieutenant governor's  
1239 office; or  
1240 (ii) circulate or submit a signature packet that is not numbered in the manner directed  
1241 by the lieutenant governor's office.  
1242 (c) The lieutenant governor shall keep a record of the number range provided under  
1243 Subsection ~~[(5)]~~ (6)(a).

1244 Section 19. Section **20A-7-304.5** is amended to read:

1245 **20A-7-304.5. Posting referendum information.**

1246 (1) On the day on which the lieutenant governor complies with Subsection  
1247 ~~[20A-7-304(2)]~~ 20A-7-304(3), or provides the sponsors with access to the website defined in  
1248 Section 20A-21-101, the lieutenant governor shall post the following information together in a  
1249 conspicuous place on the lieutenant governor's website:

- 1250 (a) the referendum petition;  
1251 (b) the referendum; and  
1252 (c) information describing how an individual may remove the individual's signature  
1253 from the ~~[signature packet]~~ petition.

1254 (2) The lieutenant governor shall:

- 1255 (a) promptly update the information described in Subsection (1) if the information  
1256 changes; and  
1257 (b) maintain the information described in Subsection (1) on the lieutenant governor's  
1258 website until the referendum fails to qualify for the ballot or is passed or defeated at an  
1259 election.

1260 Section 20. Section **20A-7-305** is amended to read:

1261 **20A-7-305. Manual referendum process -- Obtaining signatures -- Verification --**  
1262 **Removal of signature.**

1263 (1) This section applies only to the manual referendum process.

1264 ~~[(+)]~~ (2) A Utah voter may sign a referendum petition if the voter is a legal voter.

1265 ~~[(2)]~~ (3) (a) The sponsors shall ensure that the individual in whose presence each  
1266 signature sheet was signed:

- 1267 (i) is at least 18 years old and meets the residency requirements of Section 20A-2-105;

1268 (ii) verifies each signature sheet by completing the verification printed on the last page  
1269 of each referendum packet; and

1270 (iii) is informed that each signer is required to read and understand the law that the  
1271 referendum seeks to overturn.

1272 (b) An individual may not sign the verification printed on the last page of the  
1273 referendum packet if the person signed a signature sheet in the referendum packet.

1274 ~~[(3)]~~ (4) (a) A voter who has signed a referendum petition may have the voter's  
1275 signature removed from the petition by submitting to the county clerk a statement requesting  
1276 that the voter's signature be removed before 5 p.m. no later than the earlier of:

1277 (i) 30 days after the day on which the voter signs the statement requesting removal; or

1278 (ii) 45 days after the day on which the lieutenant governor posts the voter's name under  
1279 Subsection [20A-7-307\(2\)](#)~~[(a)]~~.

1280 (b) (i) The statement shall include:

1281 (A) the name of the voter;

1282 (B) the resident address at which the voter is registered to vote;

1283 (C) the signature of the voter; and

1284 (D) the date of the signature described in Subsection ~~[(3)]~~ (4)(b)(i)(C).

1285 (ii) To increase the likelihood of the voter's signature being identified and removed, the  
1286 statement may include the voter's birth date or age.

1287 (c) A voter may not submit a statement by email or other electronic means.

1288 (d) In order for the signature to be removed, the county clerk must receive the  
1289 statement before 5 p.m. no later than 45 days after the day on which the lieutenant governor  
1290 posts the voter's name under Subsection [20A-7-307\(2\)](#)~~[(a)]~~.

1291 (e) A person may only remove a signature from a referendum petition in accordance  
1292 with this Subsection ~~[(3)]~~ (4).

1293 (f) A county clerk shall analyze a signature, for purposes of removing a signature from  
1294 a referendum petition, in accordance with Section ~~[20A-7-206.3]~~ [20A-7-306.3](#).

1295 Section 21. Section [20A-7-306](#) is amended to read:

1296 **20A-7-306. Manual referendum process -- Submitting the referendum petition --**  
1297 **Certification of signatures by the county clerks -- Transfer to lieutenant governor.**

1298 (1) This section applies only to the manual referendum process.

1299           ~~[(1)]~~ (2) (a) The sponsors, or an agent of the sponsors, shall submit a signed and  
1300 verified referendum packet to the county clerk of the county in which the packet was circulated  
1301 before 5 p.m. no later than the earlier of:

1302           (i) 30 days after the day on which the first individual signs the referendum packet; or  
1303           (ii) 40 days after the day on which the legislative session at which the law passed ends.  
1304           (b) A person may not submit a referendum packet after the deadline described in  
1305 Subsection ~~[(1)]~~ (2)(a).

1306           ~~[(2)]~~ (3) No later than 21 days after the day on which the county clerk receives a  
1307 verified referendum packet, the county clerk shall:

1308           (a) determine whether each signer is a registered voter according to the requirements of  
1309 Section [20A-7-306.3](#);

1310           (b) certify on the petition whether each name is that of a registered voter;

1311           (c) except as provided in Subsection ~~[(3)]~~ (4), post the name ~~[and]~~, voter identification  
1312 number, and date of signature of each registered voter certified under Subsection ~~[(2)]~~ (3)(b) on  
1313 the lieutenant governor's website, in a conspicuous location designated by the lieutenant  
1314 governor; and

1315           (d) deliver the verified packet to the lieutenant governor.

1316           ~~[(3)]~~ (4) (a) If the county clerk timely receives a statement requesting signature  
1317 removal under Subsection [20A-7-305](#)~~[(3)]~~(4), the county clerk shall:

1318           (i) ensure that the voter's name ~~[and]~~, voter identification number, and date of signature  
1319 are not included in the posting described in Subsection ~~[(2)]~~ (3)(c); and

1320           (ii) remove the voter's signature from the signature packets and signature packet totals.

1321           (b) The county clerk shall comply with Subsection ~~[(3)]~~ (4)(a) before the later of:

1322           (i) the deadline described in Subsection ~~[(2)]~~ (3); or

1323           (ii) two business days after the day on which the county clerk receives a statement  
1324 requesting signature removal under Subsection [20A-7-305](#)~~[(3)]~~(4).

1325           ~~[(4)]~~ (5) The county clerk may not certify a signature under Subsection ~~[(2)]~~ (3):

1326           (a) on an initiative packet that is not verified in accordance with Section [20A-7-305](#); or

1327           (b) that does not have a date of signature next to the signature.

1328           ~~[(5)]~~ (6) A person may not retrieve a referendum packet from a county clerk, or make  
1329 any alterations or corrections to a referendum packet, after the referendum packet is submitted

1330 to the county clerk.

1331 Section 22. Section **20A-7-306.3** is amended to read:

1332 **20A-7-306.3. Verification of petition signatures.**

1333 (1) As used in this section:

1334 (a) "Substantially similar name" means:

1335 (i) the given name and surname shown on the petition, or both, contain only minor  
1336 spelling differences when compared to the given name and surname shown on the official  
1337 register;

1338 (ii) the surname shown on the petition exactly matches the surname shown on the  
1339 official register, and the given names differ only because one of the given names shown is a  
1340 commonly used abbreviation or variation of the other;

1341 (iii) the surname shown on the petition exactly matches the surname shown on the  
1342 official register, and the given names differ only because one of the given names shown is  
1343 accompanied by a first or middle initial or a middle name which is not shown on the other  
1344 record; or

1345 (iv) the surname shown on the petition exactly matches the surname shown on the  
1346 official register, and the given names differ only because one of the given names shown is an  
1347 alphabetically corresponding initial that has been provided in the place of a given name shown  
1348 on the other record.

1349 (b) "Substantially similar name" does not include a name having an initial or a middle  
1350 name shown on the petition that does not match a different initial or middle name shown on the  
1351 official register.

1352 (2) ~~[The]~~ In relation to an individual who signs a referendum petition with a  
1353 holographic signature, the county clerk shall use the following procedures in determining  
1354 whether a signer is a registered voter:

1355 (a) When a signer's name and address shown on the petition exactly match a name and  
1356 address shown on the official register and the signer's signature appears substantially similar to  
1357 the signature on the statewide voter registration database, the county clerk shall declare the  
1358 signature valid.

1359 (b) When there is no exact match of an address and a name, the county clerk shall  
1360 declare the signature valid if:

1361 (i) the address on the petition matches the address of a person on the official register  
1362 with a substantially similar name; and

1363 (ii) the signer's signature appears substantially similar to the signature on the statewide  
1364 voter registration database of the person described in Subsection (2)(b)(i).

1365 (c) When there is no match of an address and a substantially similar name, the county  
1366 clerk shall declare the signature valid if:

1367 (i) the birth date or age on the petition matches the birth date or age of a person on the  
1368 official register with a substantially similar name; and

1369 (ii) the signer's signature appears substantially similar to the signature on the statewide  
1370 voter registration database of the person described in Subsection (2)(c)(i).

1371 (d) If a signature is not declared valid under Subsection (2)(a), (b), or (c), the county  
1372 clerk shall declare the signature to be invalid.

1373 (3) ~~[The]~~ In relation to an individual who, with a holographic signature, signs a  
1374 statement to remove the individual's signature from a referendum petition, the county clerk  
1375 shall use the following procedures in determining whether to remove a signature from a  
1376 petition after receiving a timely, valid statement requesting removal of the signature:

1377 (a) if a signer's name and address shown on the statement and the petition exactly  
1378 match a name and address shown on the official register and the signer's signature on both the  
1379 statement and the petition appears substantially similar to the signature on the statewide voter  
1380 registration database, the county clerk shall remove the signature from the petition;

1381 (b) if there is no exact match of an address and a name, the county clerk shall remove  
1382 the signature from the petition if:

1383 (i) the address on the statement and the petition matches the address of an individual  
1384 on the official register with a substantially similar name; and

1385 (ii) the signer's signature on both the statement and the petition appears substantially  
1386 similar to the signature on the statewide voter registration database of the individual described  
1387 in Subsection (3)(b)(i);

1388 (c) if there is no match of an address and a substantially similar name, the county clerk  
1389 shall remove the signature from the petition if:

1390 (i) the birth date or age on the statement and petition match the birth date or age of an  
1391 individual on the official register with a substantially similar name; and

1392 (ii) the signer's signature on both the statement and the petition appears substantially  
 1393 similar to the signature on the statewide voter registration database of the individual described  
 1394 in Subsection (3)(c)(i); and

1395 (d) if a signature does not qualify for removal under Subsection (3)(a), (b), or (c), the  
 1396 county clerk may not remove the signature from the petition.

1397 Section 23. Section **20A-7-307** is amended to read:

1398 **20A-7-307. Evaluation by the lieutenant governor.**

1399 (1) [~~When~~] In relation to the manual referendum process, when the lieutenant governor  
 1400 receives a referendum packet from a county clerk, the lieutenant governor shall record the  
 1401 number of the referendum packet received.

1402 (2) [~~(a)~~] The county clerk shall:

1403 (a) in relation to the manual referendum process:

1404 (i) post the names [~~and~~], voter identification numbers, and dates of signatures  
 1405 described in Subsection 20A-7-306(3)(c) on the lieutenant governor's website, in a conspicuous  
 1406 location designated by the lieutenant governor, for at least 45 days; and

1407 (ii) update on the lieutenant governor's website the number of signatures certified as of  
 1408 the date of the update[~~-~~]; or

1409 (b) in relation to the electronic referendum process:

1410 (i) post the names, voter identification numbers, and dates of signatures described in  
 1411 Subsection 20A-7-315(4) on the lieutenant governor's website, in a conspicuous location  
 1412 designated by the lieutenant governor, for at least 45 days; and

1413 (ii) update on the lieutenant governor's website the number of signatures certified as of  
 1414 the date of the update.

1415 [~~(b)~~] (3) The lieutenant governor:

1416 [~~(i)~~] (a) shall, except as provided in Subsection [~~(2)(b)(ii)~~] (3)(b), declare the petition  
 1417 to be sufficient or insufficient 106 days after the end of the legislative session at which the law  
 1418 passed; or

1419 [~~(i)~~] (b) may declare the petition to be insufficient before the day described in  
 1420 Subsection [~~(2)(b)(i)~~] (3)(a) if:

1421 [~~(A)~~] (i) in relation to the manual referendum process, the total of all valid signatures  
 1422 on timely and lawfully submitted signature packets that have been certified by the county

1423 clerks, plus the number of signatures on timely and lawfully submitted signature packets that  
1424 have not yet been evaluated for certification, is less than the number of names required under  
1425 Section [20A-7-301](#); ~~[or]~~

1426 (ii) in relation to the electronic referendum process, the total of all timely and lawfully  
1427 submitted valid signatures that have been certified by the county clerks, plus the number of  
1428 timely and lawfully submitted valid signatures received under Subsection [20A-21-201\(6\)\(b\)](#)  
1429 that have not yet been evaluated for certification, is less than the number of names required  
1430 under Section [20A-7-301](#); or

1431 ~~[(B)]~~ (iii) a requirement of this part has not been met.

1432 ~~[(e)]~~ (4) (a) If the total number of names certified under ~~[this]~~ Subsection ~~[(2)]~~ (3)  
1433 equals or exceeds the number of names required under Section [20A-7-301](#), and the  
1434 requirements of this part are met, the lieutenant governor shall mark upon the front of the  
1435 petition the word "sufficient."

1436 ~~[(d)]~~ (b) If the total number of names certified under ~~[this]~~ Subsection ~~[(2)]~~ (3) does  
1437 not equal or exceed the number of names required under Section [20A-7-301](#) or a requirement  
1438 of this part is not met, the lieutenant governor shall mark upon the front of the petition the  
1439 word "insufficient."

1440 ~~[(e)]~~ (c) The lieutenant governor shall immediately notify any one of the sponsors of  
1441 the lieutenant governor's finding.

1442 ~~[(f)]~~ (d) After a petition is declared insufficient, a person may not submit additional  
1443 signatures to qualify the petition for the ballot.

1444 ~~[(3)]~~ (5) (a) If the lieutenant governor refuses to accept and file a referendum that a  
1445 voter believes is legally sufficient, the voter may, no later than 10 days after the day on which  
1446 the lieutenant governor declares the petition insufficient, apply to the appropriate court for an  
1447 extraordinary writ to compel the lieutenant governor to accept and file the referendum petition.

1448 (b) If the court determines that the referendum petition is legally sufficient, the  
1449 lieutenant governor shall file the petition, with a verified copy of the judgment attached to the  
1450 referendum petition, as of the date on which the petition was originally offered for filing in the  
1451 lieutenant governor's office.

1452 (c) If the court determines that a petition filed is not legally sufficient, the court may  
1453 enjoin the lieutenant governor and all other officers from certifying or printing the ballot title

1454 and numbers of that measure on the official ballot.

1455 ~~[(4)]~~ (6) A petition determined to be sufficient in accordance with this section is  
1456 qualified for the ballot.

1457 Section 24. Section **20A-7-312** is amended to read:

1458 **20A-7-312. Misconduct of electors and officers -- Penalty.**

1459 (1) It is unlawful for any person to:

1460 (a) sign any name other than the person's own to a referendum petition;

1461 (b) knowingly sign the person's name more than once for the same measure at one  
1462 election;

1463 (c) knowingly indicate ~~[on a referendum packet]~~ that a person who signed ~~[the packet~~  
1464 ~~signed the packet]~~ a referendum petition signed the petition on a date other than the date that  
1465 the person signed the ~~[packet]~~ petition;

1466 (d) sign a referendum knowing the person is not a legal voter; or

1467 (e) knowingly and willfully violate any provision of this part.

1468 (2) It is unlawful for any person to sign the verification for a referendum packet, or to  
1469 electronically sign the verification for a signature under Subsection 20A-21-201(9) knowing  
1470 that:

1471 (a) the person does not meet the residency requirements of Section 20A-2-105;

1472 (b) the signature date ~~[next to]~~ associated with the person's ~~[name on the referendum~~  
1473 ~~packet]~~ signature for the referendum is not the date that the person signed the ~~[packet]~~ petition;

1474 (c) the person has not witnessed the signatures of those persons whose ~~[names appear~~  
1475 ~~in the referendum packet]~~ signatures the person collects or submits; or

1476 (d) one or more ~~[persons whose signatures appear in the referendum packet is either:~~  
1477 ~~(i)]~~ individuals who sign the referendum are not registered to vote in Utah~~;~~ or.

1478 ~~[(ii) does not intend to become registered to vote in Utah.]~~

1479 (3) It is unlawful for any person to:

1480 (a) pay a person to sign a referendum petition;

1481 (b) pay a person to remove the person's signature from a referendum petition;

1482 (c) accept payment to sign a referendum petition; or

1483 (d) accept payment to have the person's name removed from a referendum petition.

1484 (4) Any person violating this section is guilty of a class A misdemeanor.

1485 Section 25. Section **20A-7-313** is enacted to read:

1486 **20A-7-313. Electronic referendum process -- Form of referendum petition --**

1487 **Circulation requirements -- Signature collection.**

1488 (1) This section applies only to the electronic referendum process.

1489 (2) (a) The first screen presented on the approved device shall include the following  
1490 statement:

1491 "This REFERENDUM PETITION is addressed to the Honorable \_\_\_\_\_, Lieutenant  
1492 Governor:

1493 The citizens of Utah who sign this petition respectfully order that Senate (or House)  
1494 Bill No. \_\_\_\_\_, entitled (title of act, and, if the petition is against less than the whole act, set  
1495 forth here the part or parts on which the referendum is sought), passed by the Legislature of the  
1496 state of Utah during the \_\_\_\_\_ Session, be referred to the people of Utah for their approval or  
1497 rejection at a regular general election or a statewide special election."

1498 (b) An individual may not advance to the second screen until the individual clicks a  
1499 link at the bottom of the first screen stating, "By clicking here, I attest that I have read and  
1500 understand the information presented on this screen."

1501 (3) (a) The second screen presented on the approved device shall include the entire text  
1502 of the law that is the subject of the referendum petition.

1503 (b) An individual may not advance to the third screen until the individual clicks a link  
1504 at the bottom of the second screen stating, "By clicking here, I attest that I have read and  
1505 understand the entire text of the law that is the subject of the referendum petition."

1506 (4) (a) The third screen presented on the approved device shall include a statement  
1507 indicating whether persons gathering signatures for the petition may be paid for gathering  
1508 signatures.

1509 (b) An individual may not advance to the fourth screen until the individual clicks a link  
1510 at the bottom of the first screen stating, "By clicking here, I attest that I have read and  
1511 understand the information presented on this screen."

1512 (5) The fourth screen presented on the approved device shall include the following  
1513 statement, followed by links where the individual may click "yes" or "no":

1514 "I have personally reviewed the entirety of each statement presented on this device;  
1515 I am personally signing this petition;

1516 I am registered to vote in Utah; and  
1517 All information I enter on this device, including my residence and post office address, is  
1518 accurate.

1519 It is a class A misdemeanor for an individual to sign a referendum petition with a name  
1520 other than the individual's own name, or to knowingly sign the individual's name more than  
1521 once for the same measure, or to sign a referendum petition when the individual knows that the  
1522 individual is not a registered voter.

1523 WARNING

1524 Even if your voter registration record is classified as private, your name, voter  
1525 identification number, and date of signature in relation to signing this petition will be made  
1526 public.

1527 Do you wish to continue and sign this petition?"

1528 (6) (a) If the individual clicks "no" in response to the question described in Subsection  
1529 (5), the next screen shall include the following statement, "Thank you for your time. Please  
1530 return this device to the signature-gatherer."

1531 (b) If the individual clicks "yes" in response to the question described in Subsection  
1532 (5), the website, or the application that accesses the website, shall take the signature-gatherer  
1533 and the individual signing the petition through the signature process described in Section  
1534 [20A-21-201](#).

1535 Section 26. Section **20A-7-314** is enacted to read:

1536 **20A-7-314. Electronic referendum process -- Obtaining signatures -- Request to**  
1537 **remove signature.**

1538 (1) This section applies to the electronic referendum process.

1539 (2) A Utah voter may sign a referendum petition if the voter is a legal voter.

1540 (3) The sponsors shall ensure that the signature-gatherer who collects a signature from  
1541 an individual:

1542 (a) verifies that the individual is at least 18 years old and meets the residency  
1543 requirements of Section [20A-2-105](#); and

1544 (b) is informed that each signer is required to read and understand the law that is the  
1545 subject of the referendum petition.

1546 (4) A voter who has signed a referendum petition may have the voter's signature

1547 removed from the petition by submitting to the county clerk a statement requesting that the  
1548 voter's signature be removed before 5 p.m. no later than the earlier of:

1549 (a) 30 days after the day on which the voter signs the statement requesting removal; or

1550 (b) 45 days after the day on which the lieutenant governor posts the voter's name under

1551 Subsection [20A-7-315\(4\)](#).

1552 (5) (a) The statement shall include:

1553 (i) the name of the voter;

1554 (ii) the resident address at which the voter is registered to vote;

1555 (iii) the signature of the voter; and

1556 (iv) the date of the signature described in Subsection (5)(a)(iii).

1557 (b) To increase the likelihood of the voter's signature being identified and removed, the  
1558 statement may include the voter's birth date or age.

1559 (c) A voter may not submit a signature removal statement by email or other electronic  
1560 means, unless the lieutenant governor establishes a signature removal process that is consistent  
1561 with the requirements of this section and Section [20A-21-201](#).

1562 (d) A person may only remove an electronic signature from a referendum petition in  
1563 accordance with this section.

1564 (e) A county clerk shall analyze a holographic signature, for purposes of removing an  
1565 electronic signature from a referendum petition, in accordance with Section [20A-7-306.3](#).

1566 Section 27. Section **20A-7-315** is enacted to read:

1567 **20A-7-315. Electronic referendum process -- Collecting signatures ---- Removal of**  
1568 **signatures.**

1569 (1) This section applies only to the electronic referendum process.

1570 (2) A signature-gatherer may not collect a signature after 5 p.m., 40 days after the day  
1571 on which the legislative session at which the law passed ends.

1572 (3) The lieutenant governor shall send to each individual who provides a valid email  
1573 address during the signature-gathering process an email that includes the following:

1574 (a) the subject of the email shall include the following statement, "Notice Regarding  
1575 Your Petition Signature"; and

1576 (b) the body of the email shall include the following statement in 12-point type:

1577 "You signed a petition for the following referendum:

1578 [insert title of initiative]

1579 To access a copy of the referendum petition, the referendum, and information on the  
1580 deadline for removing your signature from the petition, please visit the following link: [insert a  
1581 uniform resource locator that takes the individual directly to the page on the lieutenant  
1582 governor's website that includes the information referred to in the email]."

1583 (4) Except as provided in Subsection (5), the county clerk shall, within two business  
1584 days after the day on which the signature of an individual who signs a petition is certified under  
1585 Section 20A-21-201, post the name, voter identification number, and date of signature of the  
1586 individual on the lieutenant governor's website, in a conspicuous location designated by the  
1587 lieutenant governor.

1588 (5) (a) If the county clerk timely receives a statement requesting signature removal  
1589 under Subsection 20A-7-314(4), the county clerk shall:

1590 (i) ensure that the voter's name, voter identification number, and date of signature are  
1591 not included in the posting described in Subsection (4); and

1592 (ii) remove the voter's signature from the petition and the petition signature totals.

1593 (b) The county clerk shall comply with Subsection (5)(a) before the later of:

1594 (i) the deadline described in Subsection (4); or

1595 (ii) two business days after the day on which the county clerk receives a statement  
1596 requesting signature removal under Subsection 20A-7-314(4).

1597 Section 28. Section 20A-7-502.6 is amended to read:

1598 **20A-7-502.6. Posting initiative information.**

1599 (1) Within one business day after the day on which the local clerk's office receives the  
1600 initial fiscal impact estimate under Subsection 20A-7-502.5(4)(a), the local clerk shall post the  
1601 following information together in a conspicuous place on the local clerk's website:

1602 (a) the initiative petition;

1603 (b) the initiative;

1604 (c) the fiscal impact estimate; and

1605 (d) information describing how an individual may remove the individual's signature  
1606 from the signature [~~packet~~] petition.

1607 (2) The local clerk shall:

1608 (a) promptly update the information described in Subsection (1) if the information

1609 changes; and

1610 (b) maintain the information described in Subsection (1) on the local clerk's website  
1611 until the initiative fails to qualify for the ballot or is passed or defeated at an election.

1612 Section 29. Section **20A-7-502.7** is amended to read:

1613 **20A-7-502.7. Referability to voters.**

1614 (1) Within 20 days after the day on which an eligible voter files an application to  
1615 circulate an initiative petition under Section **20A-7-502**, counsel for the county, city, town, or  
1616 metro township to which the initiative pertains shall:

1617 (a) review the proposed law in the initiative application to determine whether the law is  
1618 legally referable to voters; and

1619 (b) notify the first three sponsors, in writing, whether the proposed law is:

1620 (i) legally referable to voters; or

1621 (ii) rejected as not legally referable to voters.

1622 (2) A proposed law in an initiative application is legally referable to voters unless:

1623 (a) the proposed law is patently unconstitutional;

1624 (b) the proposed law is nonsensical;

1625 (c) the proposed law is administrative, rather than legislative, in nature;

1626 (d) the proposed law could not become law if passed;

1627 (e) the proposed law contains more than one subject as evaluated in accordance with  
1628 Subsection **20A-7-502(3)**;

1629 (f) the subject of the proposed law is not clearly expressed in the law's title;

1630 (g) the proposed law is identical or substantially similar to a legally referable proposed  
1631 law sought by an initiative application submitted to the local clerk, under Section **20A-7-502**,  
1632 within two years before the day on which the application for the current proposed initiative is  
1633 filed; or

1634 (h) the application for the proposed law was not timely filed or does not comply with  
1635 the requirements of this part.

1636 (3) After the end of the 20-day period described in Subsection (1), a county, city, town,  
1637 or metro township may not:

1638 (a) reject a proposed initiative as not legally referable to voters; or

1639 (b) bring a legal action, other than to appeal a court decision, challenging a proposed

1640 initiative on the grounds that the proposed initiative is not legally referable to voters.

1641 (4) If a county, city, town, or metro township rejects a proposed initiative, a sponsor of  
1642 the proposed initiative may, within 10 days after the day on which a sponsor is notified under  
1643 Subsection (1)(b), appeal the decision to:

1644 (a) district court; or

1645 (b) the Supreme Court, if the Supreme Court has original jurisdiction over the appeal.

1646 (5) If, on appeal, the court determines that the law proposed in the initiative petition is  
1647 legally referable to voters, the local clerk shall comply with Subsection [20A-7-504(2)]

1648 20A-7-504(3), or give the sponsors access to the website defined in Section 20A-21-101,  
1649 within five days after the day on which the determination, and any appeal of the determination,  
1650 is final.

1651 Section 30. Section **20A-7-503** is amended to read:

1652 **20A-7-503. Manual initiative process -- Form of initiative petitions and signature**  
1653 **sheets.**

1654 (1) This section applies only to the manual initiative process.

1655 ~~[+]~~ (2) (a) Each proposed initiative petition shall be printed in substantially the  
1656 following form:

1657 "INITIATIVE PETITION To the Honorable \_\_\_\_\_, County Clerk/City Recorder/Town  
1658 Clerk:

1659 We, the undersigned citizens of Utah, respectfully demand that the following proposed  
1660 law be submitted to: the legislative body for its approval or rejection at its next meeting; and  
1661 the legal voters of the county/city/town, if the legislative body rejects the proposed law or takes  
1662 no action on it.

1663 Each signer says:

1664 I have personally signed this petition;

1665 The date next to my signature correctly reflects the date that I actually signed the  
1666 petition;

1667 I have personally reviewed the entire statement included with this packet;

1668 I am registered to vote in Utah [~~or intend to become registered to vote in Utah before~~  
1669 ~~the certification of the petition names by the county clerk~~]; and

1670 My residence and post office address are written correctly after my name."

1671 (b) If the initiative petition proposes a tax increase, the following statement shall  
1672 appear, in at least 14-point, bold type, immediately following the information described in  
1673 Subsection [~~(1)~~] (2)(a):

1674 "This initiative petition seeks to increase the current (insert name of tax) rate by (insert  
1675 the tax percentage difference) percent, resulting in a(n) (insert the tax percentage increase)  
1676 percent increase in the current tax rate."

1677 (c) The sponsors of an initiative or an agent of the sponsors shall attach a copy of the  
1678 proposed law to each initiative petition.

1679 [~~(2)~~] (3) Each signature sheet shall:

1680 (a) be printed on sheets of paper 8-1/2 inches long and 11 inches wide;

1681 (b) be ruled with a horizontal line three-fourths inch from the top, with the space above  
1682 that line blank for the purpose of binding;

1683 (c) include the title of the initiative printed below the horizontal line, in at least  
1684 14-point, bold type;

1685 (d) include a table immediately below the title of the initiative, and beginning .5 inch  
1686 from the left side of the paper, as follows:

1687 (i) the first column shall be .5 inch wide and include three rows;

1688 (ii) the first row of the first column shall be .85 inch tall and contain the words "For  
1689 Office Use Only" in 10-point type;

1690 (iii) the second row of the first column shall be .35 inch tall;

1691 (iv) the third row of the first column shall be .5 inch tall;

1692 (v) the second column shall be 2.75 inches wide;

1693 (vi) the first row of the second column shall be .35 inch tall and contain the words  
1694 "Registered Voter's Printed Name (must be legible to be counted)" in 10-point type;

1695 (vii) the second row of the second column shall be .5 inch tall;

1696 (viii) the third row of the second column shall be .35 inch tall and contain the words  
1697 "Street Address, City, Zip Code" in 10-point type;

1698 (ix) the fourth row of the second column shall be .5 inch tall;

1699 (x) the third column shall be 2.75 inches wide;

1700 (xi) the first row of the third column shall be .35 inch tall and contain the words

1701 "Signature of Registered Voter" in 10-point type;

- 1702 (xii) the second row of the third column shall be .5 inch tall;
- 1703 (xiii) the third row of the third column shall be .35 inch tall and contain the words
- 1704 "Email Address (optional, to receive additional information)" in 10-point type;
- 1705 (xiv) the fourth row of the third column shall be .5 inch tall;
- 1706 (xv) the fourth column shall be one inch wide;
- 1707 (xvi) the first row of the fourth column shall be .35 inch tall and contain the words
- 1708 "Date Signed" in 10-point type;
- 1709 (xvii) the second row of the fourth column shall be .5 inch tall;
- 1710 (xviii) the third row of the fourth column shall be .35 inch tall and contain the words
- 1711 "Birth Date or Age (optional)" in 10-point type;
- 1712 (xix) the fourth row of the third column shall be .5 inch tall; and
- 1713 (xx) the fifth row of the entire table shall be the width of the entire table, .4 inch tall,
- 1714 and contain the following words "By signing this petition, you are stating that you have read
- 1715 and understand the law proposed by this petition." in 12-point type;
- 1716 (e) the table described in Subsection [~~(2)~~] (3)(d) shall be repeated, leaving sufficient
- 1717 room at the bottom of the sheet for the information described in Subsection [~~(2)~~] (3)(f); and
- 1718 (f) at the bottom of the sheet, include in the following order:
- 1719 (i) the words "Fiscal impact of" followed by the title of the initiative, in at least
- 1720 12-point, bold type;
- 1721 (ii) the initial fiscal impact estimate's summary statement issued by the budget officer
- 1722 in accordance with Subsection [20A-7-502.5\(2\)\(b\)](#) and the cost estimate for printing and
- 1723 distributing information related to the initiative petition in accordance with Subsection
- 1724 [20A-7-502.5\(3\)](#), in not less than 12-point, bold type;
- 1725 (iii) if the initiative petition proposes a tax increase, the following statement in
- 1726 12-point, bold type:
- 1727 "This initiative petition seeks to increase the current (insert name of tax) rate by (insert
- 1728 the tax percentage difference) percent, resulting in a(n) (insert the tax percentage increase)
- 1729 percent increase in the current tax rate."; and
- 1730 (iv) the word "Warning," in 12-point, bold type, followed by the following statement in
- 1731 not less than eight-point type:
- 1732 "It is a class A misdemeanor for an individual to sign an initiative petition with a name

1733 other than the individual's own name, or to knowingly sign the individual's name more than  
1734 once for the same measure, or to sign an initiative petition when the individual knows that the  
1735 individual is not a registered voter [~~and knows that the individual does not intend to become~~  
1736 ~~registered to vote before the certification of the petition names by the county clerk~~].

1737 Birth date or age information is not required, but it may be used to verify your identity  
1738 with voter registration records. If you choose not to provide it, your signature may not be  
1739 verified as a valid signature if you change your address before petition signatures are verified  
1740 or if the information you provide does not match your voter registration records."

1741 [(3)] (4) The final page of each initiative packet shall contain the following printed or  
1742 typed statement:

1743 "Verification of signature collector

1744 State of Utah, County of \_\_\_\_

1745 I, \_\_\_\_\_, of \_\_\_\_\_, hereby state, under penalty of perjury, that:

1746 I am a resident of Utah and am at least 18 years old;

1747 All the names that appear in this packet were signed by individuals who professed to be  
1748 the individuals whose names appear in it, and each of the individuals signed the individual's  
1749 name on it in my presence;

1750 I did not knowingly make a misrepresentation of fact concerning the law proposed by  
1751 the initiative;

1752 I believe that each individual has printed and signed the individual's name and written  
1753 the individual's post office address and residence correctly, that each signer has read and  
1754 understands the law proposed by the initiative, and that each signer is registered to vote in Utah  
1755 [~~or intends to become registered to vote before the certification of the petition names by the~~  
1756 ~~county clerk~~].

1757 \_\_\_\_\_  
1758 (Name) (Residence Address) (Date)

1759 Each individual who signed the packet wrote the correct date of signature next to the  
1760 individual's name.

1761 I have not paid or given anything of value to any individual who signed this petition to  
1762 encourage that individual to sign it.

1763 \_\_\_\_\_

1764 (Name) (Residence Address) (Date)".

1765 [~~(4)~~] (5) If the forms described in this section are substantially followed, the initiative

1766 petitions are sufficient, notwithstanding clerical and merely technical errors.

1767 [~~(5)~~] (6) An individual's status as a resident, under Subsection [~~(3)~~] (4), is determined

1768 in accordance with Section [20A-2-105](#).

1769 Section 31. Section **20A-7-504** is amended to read:

1770 **20A-7-504. Manual initiative process -- Circulation requirements -- Local clerk to**

1771 **provide sponsors with materials.**

1772 (1) This section applies only to the manual initiative process.

1773 [~~(1)~~] (2) In order to obtain the necessary number of signatures required by this part, the

1774 sponsors or an agent of the sponsors shall, after the sponsors receive the documents described

1775 in Subsections [~~(2)~~] (3) and [20A-7-401.5\(4\)\(b\)](#), circulate initiative packets that meet the form

1776 requirements of this part.

1777 [~~(2)~~] (3) Within five days after the day on which a county, city, town, metro township,

1778 or court determines, in accordance with Section [20A-7-502.7](#), that a law proposed in an

1779 initiative petition is legally referable to voters, the local clerk shall furnish to the sponsors:

1780 (a) a copy of the initiative petition; and

1781 (b) a signature sheet.

1782 [~~(3)~~] (4) The sponsors of the petition shall:

1783 (a) arrange and pay for the printing of all additional copies of the petition and signature

1784 sheets; and

1785 (b) ensure that the copies of the petition and signature sheets meet the form

1786 requirements of this section.

1787 [~~(4)~~] (5) (a) The sponsors or an agent of the sponsors may prepare the initiative for

1788 circulation by creating multiple initiative packets.

1789 (b) The sponsors or an agent of the sponsors shall create initiative packets by binding a

1790 copy of the initiative petition and no more than 50 signature sheets together at the top in a

1791 manner that the packets may be conveniently opened for signing.

1792 (c) An initiative packet is not required to have a uniform number of signature sheets.

1793 (d) The sponsors or an agent of the sponsors shall include, with each packet, a copy of

1794 the proposition information pamphlet provided to the sponsors under Subsection  
1795 [20A-7-401.5\(4\)\(b\)](#).

1796 ~~[(5)]~~ (6) (a) The sponsors or an agent of the sponsors shall, before gathering signatures:

1797 (i) contact the county clerk to receive a range of numbers that the sponsors may use to  
1798 number signature packets; and

1799 (ii) number each signature packet, sequentially, within the range of numbers provided  
1800 by the county clerk, starting with the lowest number in the range.

1801 (b) The sponsors or an agent of the sponsors may not:

1802 (i) number a signature packet in a manner not directed by the county clerk; or

1803 (ii) circulate or submit a signature packet that is not numbered in the manner directed  
1804 by the county clerk.

1805 (c) The county clerk shall keep a record of the number range provided under

1806 Subsection ~~[(5)]~~ (6)(a).

1807 Section 32. Section **20A-7-505** is amended to read:

1808 **20A-7-505. Manual initiative process -- Obtaining signatures -- Verification --**  
1809 **Removal of signature.**

1810 (1) This section applies only to the manual initiative process.

1811 ~~[(1)]~~ (2) A Utah voter may sign a local initiative petition if the voter is a legal voter and  
1812 resides in the local jurisdiction.

1813 ~~[(2)]~~ (3) (a) The sponsors shall ensure that the individual in whose presence each  
1814 signature sheet was signed:

1815 (i) is at least 18 years old and meets the residency requirements of Section [20A-2-105](#);

1816 (ii) verifies each signature sheet by completing the verification printed on the last page  
1817 of each initiative packet; and

1818 (iii) is informed that each signer is required to read and understand the law proposed by  
1819 the initiative.

1820 (b) An individual may not sign the verification printed on the last page of the initiative  
1821 packet if the individual signed a signature sheet in the initiative packet.

1822 ~~[(3)]~~ (4) (a) A voter who has signed an initiative petition may have the voter's signature  
1823 removed from the petition by submitting a statement requesting that the voter's signature be  
1824 removed before 5 p.m. no later than the earlier of:

- 1825 (i) 30 days after the day on which the voter signs the signature removal statement;
- 1826 (ii) 90 days after the day on which the local clerk posts the voter's name under
- 1827 Subsection ~~20A-7-507(2)(a)~~;
- 1828 (iii) 316 days after the day on which the application is filed; or
- 1829 (iv) (A) for a county initiative, April 15 immediately before the next regular general
- 1830 election immediately after the application is filed under Section ~~20A-7-502~~; or
- 1831 (B) for a municipal initiative, April 15 immediately before the next municipal general
- 1832 election immediately after the application is filed under Section ~~20A-7-502~~.
- 1833 (b) (i) The statement shall include:
- 1834 (A) the name of the voter;
- 1835 (B) the resident address at which the voter is registered to vote;
- 1836 (C) the signature of the voter; and
- 1837 (D) the date of the signature described in Subsection ~~[(3)]~~ ~~(4)(b)(i)(C)~~.
- 1838 (ii) To increase the likelihood of the voter's signature being identified and removed, the
- 1839 statement may include the voter's birth date or age.
- 1840 (c) A voter may not submit a statement by email or other electronic means.
- 1841 (d) In order for the signature to be removed, the county clerk must receive the
- 1842 statement before 5 p.m. no later than the applicable deadline described in Subsection ~~[(3)]~~
- 1843 ~~(4)(a)~~.
- 1844 (e) A person may only remove a signature from an initiative petition in accordance
- 1845 with this Subsection ~~[(3)]~~ ~~(4)(a)~~.
- 1846 (f) A county clerk shall analyze a signature, for purposes of removing a signature from
- 1847 an initiative petition, in accordance with Section ~~20A-7-506.3~~.
- 1848 Section 33. Section ~~20A-7-506~~ is amended to read:
- 1849 **20A-7-506. Manual initiative process -- Submitting the initiative petition --**
- 1850 **Certification of signatures by the county clerks -- Transfer to local clerk.**
- 1851 (1) This section applies only to the manual initiative process.
- 1852 ~~[(+)]~~ ~~(2)~~ (a) The sponsors, or an agent of the sponsors, shall submit a signed and
- 1853 verified initiative packet to the county clerk of the county in which the packet was circulated
- 1854 before 5 p.m. no later than the earlier of:
- 1855 (i) 30 days after the day on which the first individual signs the initiative packet;

1856 (ii) 316 days after the day on which the application is filed; or  
1857 (iii) (A) for a county initiative, April 15 immediately before the next regular general  
1858 election immediately after the application is filed under Section 20A-7-502; or

1859 (B) for a municipal initiative, April 15 immediately before the next municipal general  
1860 election immediately after the application is filed under Section 20A-7-502.

1861 (b) A person may not submit an initiative packet after the deadline established in  
1862 Subsection ~~(1)~~ (2)(a).

1863 (c) Before delivering a packet to the county clerk under Subsection ~~(1)~~ (2), the  
1864 sponsors shall send an email to each individual who provides a legible, valid email address on  
1865 the form described in Subsection 20A-7-503~~(2)~~(3)(d) that includes the following:

1866 (i) the subject of the email shall include the following statement, "Notice Regarding  
1867 Your Petition Signature"; and

1868 (ii) the body of the email shall include the following statement in 12-point type:

1869 "You signed a petition for the following initiative:

1870 [insert title of initiative]

1871 To access a copy of the initiative petition, the initiative, the fiscal impact statement, and  
1872 information on the deadline for removing your signature from the petition, please visit the  
1873 following link: [insert a uniform resource locator that takes the individual directly to the page  
1874 on the county clerk's website that includes the information referred to in the email]."

1875 (d) When the sponsors submit the final signature packet to the county clerk, the  
1876 sponsors shall submit to the county clerk the following written verification, completed and  
1877 signed by each of the sponsors:

1878 "Verification of initiative sponsor

1879 State of Utah, County of \_\_\_\_\_

1880 I, \_\_\_\_\_, of \_\_\_\_\_, hereby state, under penalty of perjury, that:

1881 I am a sponsor of the initiative petition entitled \_\_\_\_\_;

1882 I sent, or caused to be sent, to each individual who provided a legible, valid email  
1883 address on a signature packet submitted to the county clerk in relation to the initiative petition,  
1884 the email described in Utah Code Subsection 20A-7-506~~(1)~~(2)(c).

1885 \_\_\_\_\_

1886 (Name) (Residence Address) (Date)\_"

1887 (e) Signatures gathered for the initiative petition are not valid if the sponsors do not  
1888 comply with this Subsection ~~[(1)]~~ (2).

1889 ~~[(2)]~~ (3) The county clerk shall, within 21 days after the day on which the county clerk  
1890 receives the packet:

1891 (a) determine whether each signer is a registered voter according to the requirements of  
1892 Section [20A-7-506.3](#);

1893 (b) certify on the petition whether each name is that of a registered voter;

1894 (c) except as provided in Subsection ~~[(3)]~~ (4), post the name ~~[and]~~, voter identification  
1895 number, and date of signature of each registered voter certified under Subsection ~~[(2)]~~ (3)(b) on  
1896 the lieutenant governor's website, in a conspicuous location designated by the lieutenant  
1897 governor; and

1898 (d) deliver the verified initiative packet to the local clerk.

1899 ~~[(3)]~~ (4) (a) If the county clerk timely receives a statement requesting signature  
1900 removal under Subsection [20A-7-505](#)~~[(3)]~~(4), the county clerk shall:

1901 (i) ensure that the voter's name ~~[and]~~, voter identification number, and date of signature  
1902 are not included in the posting described in Subsection ~~[(2)]~~ (3)(c); and

1903 (ii) remove the voter's signature from the signature packets and signature packet totals.

1904 (b) The county clerk shall comply with Subsection ~~[(3)]~~ (4)(a) before the later of:

1905 (i) the deadline described in Subsection ~~[(2)]~~ (3); or

1906 (ii) two business days after the day on which the county clerk receives a statement  
1907 requesting signature removal under Subsection ~~[20A-7-505(3)]~~ [20A-7-505\(4\)](#).

1908 (c) The local clerk shall post a link in a conspicuous location on the local government's  
1909 website to the posting described in Subsection ~~[(2)]~~ (3)(c) during the period of time described  
1910 in Subsection ~~[20A-7-507(2)(a)(i)]~~ [20A-7-507\(3\)\(a\)](#).

1911 ~~[(4)]~~ (5) The county clerk may not certify a signature under Subsection ~~[(2)]~~ (3) on an  
1912 initiative packet that is not verified in accordance with Section [20A-7-505](#).

1913 ~~[(5)]~~ (6) A person may not retrieve an initiative packet from a county clerk, or make  
1914 any alterations or corrections to an initiative packet, after the initiative packet is submitted to  
1915 the county clerk.

1916 Section 34. Section [20A-7-506.3](#) is amended to read:

1917 **[20A-7-506.3. Verification of petition signatures.](#)**

1918 (1) As used in this section:

1919 (a) "Substantially similar name" means:

1920 (i) the given name and surname shown on the petition, or both, contain only minor  
1921 spelling differences when compared to the given name and surname shown on the official  
1922 register;

1923 (ii) the surname shown on the petition exactly matches the surname shown on the  
1924 official register, and the given names differ only because one of the given names shown is a  
1925 commonly used abbreviation or variation of the other;

1926 (iii) the surname shown on the petition exactly matches the surname shown on the  
1927 official register, and the given names differ only because one of the given names shown is  
1928 accompanied by a first or middle initial or a middle name which is not shown on the other  
1929 record; or

1930 (iv) the surname shown on the petition exactly matches the surname shown on the  
1931 official register, and the given names differ only because one of the given names shown is an  
1932 alphabetically corresponding initial that has been provided in the place of a given name shown  
1933 on the other record.

1934 (b) "Substantially similar name" does not mean a name having an initial or a middle  
1935 name shown on the petition that does not match a different initial or middle name shown on the  
1936 official register.

1937 (2) [The] In relation to an individual who signs an initiative petition with a holographic  
1938 signature, the county clerk shall use the following procedures in determining whether a signer  
1939 is a registered voter:

1940 (a) When a signer's name and address shown on the petition exactly match a name and  
1941 address shown on the official register and the signer's signature appears substantially similar to  
1942 the signature on the statewide voter registration database, the county clerk shall declare the  
1943 signature valid.

1944 (b) When there is no exact match of an address and a name, the county clerk shall  
1945 declare the signature valid if:

1946 (i) the address on the petition matches the address of an individual on the official  
1947 register with a substantially similar name; and

1948 (ii) the signer's signature appears substantially similar to the signature on the statewide

1949 voter registration database of the individual described in Subsection (2)(b)(i).

1950 (c) When there is no match of an address and a substantially similar name, the county  
1951 clerk shall declare the signature valid if:

1952 (i) the birth date or age on the petition matches the birth date or age of an individual on  
1953 the official register with a substantially similar name; and

1954 (ii) the signer's signature appears substantially similar to the signature on the statewide  
1955 voter registration database of the individual described in Subsection (2)(c)(i).

1956 (d) If a signature is not declared valid under Subsection (2)(a), (2)(b), or (2)(c), the  
1957 county clerk shall declare the signature to be invalid.

1958 (3) ~~[The]~~ In relation to an individual who, with a holographic signature, signs a  
1959 statement to remove the individual's signature from an initiative petition, the county clerk shall  
1960 use the following procedures in determining whether to remove a signature from a petition  
1961 after receiving a timely, valid statement requesting removal of the signature:

1962 (a) if a signer's name and address shown on the statement and the petition exactly  
1963 match a name and address shown on the official register and the signer's signature on both the  
1964 statement and the petition appears substantially similar to the signature on the statewide voter  
1965 registration database, the county clerk shall remove the signature from the petition;

1966 (b) if there is no exact match of an address and a name, the county clerk shall remove  
1967 the signature from the petition if:

1968 (i) the address on the statement and the petition matches the address of an individual  
1969 on the official register with a substantially similar name; and

1970 (ii) the signer's signature on both the statement and the petition appears substantially  
1971 similar to the signature on the statewide voter registration database of the individual described  
1972 in Subsection (3)(b)(i);

1973 (c) if there is no match of an address and a substantially similar name, the county clerk  
1974 shall remove the signature from the petition if:

1975 (i) the birth date or age on the statement and petition match the birth date or age of an  
1976 individual on the official register with a substantially similar name; and

1977 (ii) the signer's signature on both the statement and the petition appears substantially  
1978 similar to the signature on the statewide voter registration database of the individual described  
1979 in Subsection (3)(c)(i); and

1980 (d) if a signature does not qualify for removal under Subsection (3)(a), (b), or (c), the  
 1981 county clerk may not remove the signature from the petition.

1982 Section 35. Section **20A-7-507** is amended to read:

1983 **20A-7-507. Evaluation by the local clerk.**

1984 (1) [~~When~~] In relation to the manual initiative process, when a local clerk receives an  
 1985 initiative packet from a county clerk, the local clerk shall record the number of the initiative  
 1986 packet received.

1987 (2) [~~(a)~~] The county clerk shall:

1988 (a) in relation to the manual initiative process:

1989 (i) post the names [~~and~~], voter identification numbers, and dates of signatures  
 1990 described in Subsection [~~20A-7-506(2)(c)~~] [20A-7-506\(3\)\(c\)](#) on the lieutenant governor's  
 1991 website, in a conspicuous location designated by the lieutenant governor, for at least 90 days;  
 1992 and

1993 (ii) update on the local government's website the number of signatures certified as of  
 1994 the date of the update[-]; or

1995 (b) in relation to the electronic initiative process:

1996 (i) post the names, voter identification numbers, and dates of signatures described in  
 1997 Subsection [20A-7-516\(4\)](#) on the lieutenant governor's website, in a conspicuous location  
 1998 designated by the lieutenant governor, for at least 90 days; and

1999 (ii) update on the local government's website the number of signatures certified as of  
 2000 the date of the update.

2001 [~~(b)~~] (3) The local clerk:

2002 [~~(i)~~] (a) shall, except as provided in Subsection [~~(2)(b)(ii)~~] (3)(b), declare the petition  
 2003 to be sufficient or insufficient:

2004 (i) in relation to the manual initiative process, no later than 21 days after the day of the  
 2005 applicable deadline described in Subsection [~~20A-7-506(1)(a)~~] [20A-7-506\(2\)\(a\)](#); or

2006 (ii) in relation to the electronic initiative process, no later than 21 days after the day of  
 2007 the applicable deadline described in Subsection [20A-7-516\(2\)](#); or

2008 [~~(i)~~] (b) may declare the petition to be insufficient before the day described in  
 2009 Subsection [~~(2)(b)(i)~~] (3)(a) if:

2010 [~~(A)~~] (i) in relation to the manual initiative process, the total of all valid signatures on

2011 timely and lawfully submitted signature packets that have been certified by the county clerks,  
2012 plus the number of signatures on timely and lawfully submitted signature packets that have not  
2013 yet been evaluated for certification, is less than the number of names required under Section  
2014 [20A-7-501](#); ~~[or]~~

2015 (ii) in relation to the electronic initiative process, the total of all timely and lawfully  
2016 submitted valid signatures that have been certified by the county clerks, plus the number of  
2017 timely and lawfully submitted valid signatures received under Subsection [20A-21-201\(6\)\(b\)](#)  
2018 that have not yet been evaluated for certification, is less than the number of names required  
2019 under Section [20A-7-501](#); or

2020 ~~[(B)]~~ (iii) a requirement of this part has not been met.

2021 ~~[(e)]~~ (4) (a) If the total number of names certified [~~names from each verified signature~~  
2022 ~~sheet]~~ under Subsection (3) equals or exceeds the number of names required by Section  
2023 [20A-7-501](#) and the requirements of this part are met, the local clerk shall mark upon the front  
2024 of the petition the word "sufficient."

2025 ~~[(d)]~~ (b) If the total number of names certified [~~names from each verified signature~~  
2026 ~~sheet]~~ under Subsection (3) does not equal or exceed the number of names required by Section  
2027 [20A-7-501](#) or a requirement of this part is not met, the local clerk shall mark upon the front of  
2028 the petition the word "insufficient."

2029 ~~[(e)]~~ (c) The local clerk shall immediately notify any one of the sponsors of the local  
2030 clerk's finding.

2031 ~~[(f)]~~ (d) After a petition is declared insufficient, a person may not submit additional  
2032 signatures to qualify the petition for the ballot.

2033 ~~[(3)]~~ (5) If the local clerk finds the total number of certified signatures from each  
2034 verified signature sheet to be insufficient, any sponsor may file a written demand with the local  
2035 clerk for a recount of the signatures appearing on the initiative petition in the presence of any  
2036 sponsor.

2037 ~~[(4)]~~ (6) A petition determined to be sufficient in accordance with this section is  
2038 qualified for the ballot.

2039 Section 36. Section **20A-7-512** is amended to read:

2040 **20A-7-512. Misconduct of electors and officers -- Penalty.**

2041 (1) It is unlawful for any individual to:

2042 (a) sign any name other than the individual's own name to any initiative petition;

2043 (b) sign an initiative knowing the individual is not a legal voter; or

2044 (c) knowingly and willfully violate any provision of this part.

2045 (2) It is unlawful for any individual to sign the verification for an initiative packet, or

2046 to electronically sign the verification for a signature under Subsection 20A-21-201(9), knowing

2047 that:

2048 (a) the individual does not meet the residency requirements of Section 20A-2-105;

2049 (b) the individual has not witnessed the signatures of the individuals whose ~~[names~~

2050 ~~appear in the initiative packet]~~ signatures the individual collects or submits; or

2051 (c) one or more individuals ~~[whose signatures appear in the initiative packet is either:~~

2052 ~~(i)] who signed the initiative petition are not registered to vote in Utah[; or].~~

2053 ~~[(ii) does not intend to become registered to vote in Utah.]~~

2054 (3) An individual who violates this part is guilty of a class A misdemeanor.

2055 Section 37. Section 20A-7-514 is enacted to read:

2056 **20A-7-514. Electronic initiative process - Form of initiative petition -- Circulation**  
2057 **requirements -- Signature collection.**

2058 (1) This section applies only to the electronic initiative process.

2059 (2) (a) The first screen presented on the approved device shall include the following  
2060 statement:

2061 "This INITIATIVE PETITION is addressed to the Honorable \_\_\_\_\_, County Clerk/City  
2062 Recorder/Town Clerk:

2063 The citizens of Utah who sign this petition respectfully demand that the following  
2064 proposed law be submitted to: the legislative body for its approval or rejection at its next  
2065 meeting; and the legal voters of the county/city/town, if the legislative body rejects the  
2066 proposed law or takes no action on it."

2067 (b) An individual may not advance to the second screen until the individual clicks a  
2068 link at the bottom of the first screen stating, "By clicking here, I attest that I have read and  
2069 understand the information presented on this screen."

2070 (3) (a) The second screen presented on the approved device shall include the title of  
2071 proposed law, described in Subsection 20A-7-502(2)(d)(i), followed by the entire text of the  
2072 proposed law.

2073 (b) An individual may not advance to the third screen until the individual clicks a link  
2074 at the bottom of the second screen stating, "By clicking here, I attest that I have read and  
2075 understand the entire text of the proposed law."

2076 (4) Subsequent screens shall be presented on the device in the following order, with the  
2077 individual viewing the device being required, before advancing to the next screen, to click a  
2078 link at the bottom of the screen with the following statement, "By clicking here, I attest that I  
2079 have read and understand the information presented on this screen.";

2080 (a) (i) if the initiative petition proposes a tax increase, the following statement, "This  
2081 initiative petition seeks to increase the current (insert name of tax) rate by (insert the tax  
2082 percentage difference) percent, resulting in a(n) (insert the tax percentage increase) percent  
2083 increase in the current tax rate."; or

2084 (ii) if the initiative petition does not propose a tax increase, the following statement,  
2085 "This initiative petition does not propose a tax increase.";

2086 (b) the initial fiscal impact estimate's summary statement issued by the budget officer  
2087 in accordance with Subsection [20A-7-502.5\(2\)\(b\)](#) and the cost estimate for printing and  
2088 distributing information related to the initiative petition in accordance with Subsection  
2089 [20A-7-502.5\(3\)](#);

2090 (c) a statement indicating whether persons gathering signatures for the petition may be  
2091 paid for gathering signatures; and

2092 (d) the following statement, followed by links where the individual may click "yes" or  
2093 "no":

2094 "I have personally reviewed the entirety of each statement presented on this device;

2095 I am personally signing this petition;

2096 I am registered to vote in Utah; and

2097 All information I enter on this device, including my residence and post office address, is  
2098 accurate.

2099 It is a class A misdemeanor for an individual to sign an initiative petition with a name  
2100 other than the individual's own name, or to knowingly sign the individual's name more than  
2101 once for the same measure, or to sign an initiative petition when the individual knows that the  
2102 individual is not a registered voter.

2103 WARNING

2104 Even if your voter registration record is classified as private, your name, voter  
2105 identification number, and date of signature in relation to signing this petition will be made  
2106 public.

2107 Do you wish to continue and sign this petition?"

2108 (5) (a) If the individual clicks "no" in response to the question described in Subsection  
2109 (4)(d), the next screen shall include the following statement, "Thank you for your time. Please  
2110 return this device to the signature-gatherer."

2111 (b) If the individual clicks "yes" in response to the question described in Subsection  
2112 (4)(d), the website, or the application that accesses the website, shall take the signature-gatherer  
2113 and the individual signing the petition through the signature process described in Section  
2114 20A-21-201.

2115 Section 38. Section **20A-7-515** is enacted to read:

2116 **20A-7-515. Electronic initiative process -- Obtaining signatures -- Request to**  
2117 **remove signature.**

2118 (1) This section applies to the electronic initiative process.

2119 (2) A Utah voter may sign a local initiative petition if the voter is a legal voter and  
2120 resides in the local jurisdiction.

2121 (3) The sponsors shall ensure that the signature-gatherer who collects a signature from  
2122 an individual:

2123 (a) verifies that the individual is at least 18 years old and meets the residency  
2124 requirements of Section 20A-2-105; and

2125 (b) is informed that each signer is required to read and understand the law proposed by  
2126 the initiative.

2127 (4) (a) A voter who has signed an initiative petition may have the voter's signature  
2128 removed from the petition by submitting to the county clerk a statement requesting that the  
2129 voter's signature be removed before 5 p.m. no later than the earlier of:

2130 (i) 30 days after the day on which the voter signs the signature removal statement;

2131 (ii) 90 days after the day on which the local clerk posts the voter's name under

2132 Subsection 20A-7-516(4);

2133 (iii) 316 days after the day on which the application is filed; or

2134 (iv) (A) for a county initiative, April 15 immediately before the next regular general

2135 election immediately after the application is filed under Section [20A-7-502](#); or

2136 (B) for a municipal initiative, April 15 immediately before the next municipal general

2137 election immediately after the application is filed under Section [20A-7-502](#).

2138 (b) The statement shall include:

2139 (i) the name of the voter;

2140 (ii) the resident address at which the voter is registered to vote;

2141 (iii) the signature of the voter; and

2142 (iv) the date of the signature described in Subsection (4)(b)(iii).

2143 (c) To increase the likelihood of the voter's signature being identified and removed, the  
2144 statement may include the voter's birth date or age.

2145 (d) A voter may not submit a signature removal statement by email or other electronic  
2146 means, unless the lieutenant governor establishes a signature removal process that is consistent  
2147 with the requirements of this section and Section [20A-21-201](#).

2148 (e) A person may only remove an electronic signature from an initiative petition in  
2149 accordance with this section.

2150 (f) A county clerk shall analyze a holographic signature, for purposes of removing an  
2151 electronic signature from an initiative petition, in accordance with Section [20A-7-506.3](#).

2152 Section 39. Section **20A-7-516** is enacted to read:

2153 **20A-7-516. Electronic initiative process -- Collecting signatures -- Email**  
2154 **notification -- Removal of signatures.**

2155 (1) This section applies only to the electronic initiative process.

2156 (2) A signature-gatherer may not collect a signature after 5 p.m., the earlier of:

2157 (a) 316 days after the day on which the application is filed; or

2158 (b) (i) for a county initiative, April 15 immediately before the next regular general

2159 election immediately after the application is filed under Section [20A-7-502](#); or

2160 (ii) for a municipal initiative, April 15 immediately before the next municipal general  
2161 election immediately after the application is filed under Section [20A-7-502](#).

2162 (3) The local clerk shall send to each individual who provides a valid email address  
2163 during the signature-gathering process an email that includes the following:

2164 (a) the subject of the email shall include the following statement, "Notice Regarding  
2165 Your Petition Signature"; and

2166 (b) the body of the email shall include the following statement in 12-point type:

2167 "You signed a petition for the following initiative:

2168 [insert title of initiative]

2169 To access a copy of the initiative petition, the initiative, the fiscal impact statement, and

2170 information on the deadline for removing your signature from the petition, please visit the

2171 following link: [insert a uniform resource locator that takes the individual directly to the page

2172 on the lieutenant governor's website that includes the information referred to in the email]."

2173 (4) Except as provided in Subsection (5), the county clerk shall, within two business  
2174 days after the day on which the signature of an individual who signs a petition is certified under  
2175 Section 20A-21-201, post the name, voter identification number, and date of signature of the  
2176 individual on the lieutenant governor's website, in a conspicuous location designated by the  
2177 lieutenant governor.

2178 (5) (a) If the local clerk timely receives a statement requesting signature removal under  
2179 Subsection 20A-7-515(4), the local clerk shall:

2180 (i) ensure that the voter's name, voter identification number, and date of signature are  
2181 not included in the posting described in Subsection (4); and

2182 (ii) remove the voter's signature from the petition and the petition signature totals.

2183 (b) The local clerk shall comply with Subsection (5)(a) before the later of:

2184 (i) the deadline described in Subsection (4); or

2185 (ii) two business days after the day on which the county clerk receives a statement  
2186 requesting signature removal under Subsection 20A-7-515(4).

2187 Section 40. Section **20A-7-602.7** is amended to read:

2188 **20A-7-602.7. Referability to voters of local law other than land use law.**

2189 (1) Within 20 days after the day on which an eligible voter files an application to  
2190 circulate a referendum petition under Section 20A-7-602 for a local law other than a land use  
2191 law, counsel for the county, city, town, or metro township to which the referendum pertains  
2192 shall:

2193 (a) review the application to determine whether the proposed referendum is legally  
2194 referable to voters; and

2195 (b) notify the first three sponsors, in writing, whether the proposed referendum is:

2196 (i) legally referable to voters; or

2197 (ii) rejected as not legally referable to voters.

2198 (2) For a local law other than a land use law, a proposed referendum is legally referable  
2199 to voters unless:

2200 (a) the proposed referendum challenges an action that is administrative, rather than  
2201 legislative, in nature;

2202 (b) the proposed referendum challenges more than one law passed by the local  
2203 legislative body; or

2204 (c) the application for the proposed referendum was not timely filed or does not  
2205 comply with the requirements of this part.

2206 (3) After the end of the 20-day period described in Subsection (1), a county, city, town,  
2207 or metro township may not, for a local law other than a land use law:

2208 (a) reject a proposed referendum as not legally referable to voters; or

2209 (b) except as provided in Subsection (4), challenge, in a legal action or otherwise, a  
2210 proposed referendum on the grounds that the proposed referendum is not legally referable to  
2211 voters.

2212 (4) (a) If, under Subsection (1)(b)(ii), a county, city, town, or metro township rejects a  
2213 proposed referendum concerning a local law other than a land use law, a sponsor of the  
2214 proposed referendum may, within 10 days after the day on which a sponsor is notified under  
2215 Subsection (1)(b), challenge or appeal the decision to:

2216 (i) the Supreme Court, by means of an extraordinary writ, if possible; or

2217 (ii) a district court, if the sponsor is prohibited from pursuing an extraordinary writ  
2218 under Subsection (4)(a)(i).

2219 (b) Failure of a sponsor to timely challenge or appeal a rejection under Subsection  
2220 (4)(a) terminates the referendum.

2221 (5) If, on a challenge or appeal, the court determines that the proposed referendum  
2222 described in Subsection (4) is legally referable to voters, the local clerk shall comply with  
2223 Subsection [~~20A-7-604(2)~~] 20A-7-604(3), or give the sponsors access to the website defined in  
2224 Section 20A-21-101, within five days after the day on which the determination, and any  
2225 challenge or appeal of the determination, is final.

2226 Section 41. Section **20A-7-602.8** is amended to read:

2227 **20A-7-602.8. Referability to voters of local land use law.**

2228 (1) Within 20 days after the day on which an eligible voter files an application to  
2229 circulate a referendum petition under Section 20A-7-602 for a land use law, counsel for the  
2230 county, city, town, or metro township to which the referendum pertains shall:

2231 (a) review the application to determine whether the proposed referendum is legally  
2232 referable to voters; and

2233 (b) notify the first three sponsors, in writing, whether the proposed referendum is:

2234 (i) legally referable to voters; or

2235 (ii) rejected as not legally referable to voters.

2236 (2) For a land use law, a proposed referendum is legally referable to voters unless:

2237 (a) the proposed referendum challenges an action that is administrative, rather than  
2238 legislative, in nature;

2239 (b) the proposed referendum challenges a land use decision, rather than a land use  
2240 regulation, as those terms are defined in Section 10-9a-103 or 17-27a-103;

2241 (c) the proposed referendum challenges more than one law passed by the local  
2242 legislative body; or

2243 (d) the application for the proposed referendum was not timely filed or does not  
2244 comply with the requirements of this part.

2245 (3) After the end of the 20-day period described in Subsection (1), a county, city, town,  
2246 or metro township may not, for a land use law:

2247 (a) reject a proposed referendum as not legally referable to voters; or

2248 (b) except as provided in Subsection (4), challenge, in a legal action or otherwise, a  
2249 proposed referendum on the grounds that the proposed referendum is not legally referable to  
2250 voters.

2251 (4) (a) If a county, city, town, or metro township rejects a proposed referendum  
2252 concerning a land use law, a sponsor of the proposed referendum may, within seven days after  
2253 the day on which a sponsor is notified under Subsection (1)(b), challenge or appeal the decision  
2254 to:

2255 (i) the Supreme Court, by means of an extraordinary writ, if possible; or

2256 (ii) a district court, if the sponsor is prohibited from pursuing an extraordinary writ  
2257 under Subsection (4)(a)(i).

2258 (b) Failure of a sponsor to timely challenge or appeal a rejection under Subsection

2259 (4)(a) terminates the referendum.

2260 (5) If, on challenge or appeal, the court determines that the proposed referendum is  
2261 legally referable to voters, the local clerk shall comply with Subsection [20A-7-604(2)]  
2262 20A-7-604(3), or give the sponsors access to the website defined in Section 20A-21-101,  
2263 within five days after the day on which the determination, and any challenge or appeal of the  
2264 determination, is final.

2265 Section 42. Section **20A-7-603** is amended to read:

2266 **20A-7-603. Manual referendum process -- Form of referendum petition and**  
2267 **signature sheets.**

2268 (1) This section applies only to the manual referendum process.

2269 [(+)] (2) (a) Each proposed referendum petition shall be printed in substantially the  
2270 following form:

2271 "REFERENDUM PETITION To the Honorable \_\_\_\_, County Clerk/City  
2272 Recorder/Town Clerk:

2273 We, the undersigned citizens of Utah, respectfully order that (description of local law or  
2274 portion of local law being challenged), passed by the \_\_\_\_ be referred to the voters for their  
2275 approval or rejection at the regular/municipal general election to be held on  
2276 \_\_\_\_\_(month\day\year);

2277 Each signer says:

2278 I have personally signed this petition;

2279 The date next to my signature correctly reflects the date that I actually signed the  
2280 petition;

2281 I have personally reviewed the entire statement included with this packet;

2282 I am registered to vote in Utah [~~or intend to become registered to vote in Utah before~~  
2283 ~~the certification of the petition names by the county clerk]; and~~

2284 My residence and post office address are written correctly after my name."

2285 (b) The sponsors of a referendum or an agent of the sponsors shall attach a copy of the  
2286 law that is the subject of the referendum to each referendum petition.

2287 [(2)] (3) Each signature sheet shall:

2288 (a) be printed on sheets of paper 8-1/2 inches long and 11 inches wide;

2289 (b) be ruled with a horizontal line three-fourths inch from the top, with the space above

- 2290 that line blank for the purpose of binding;
- 2291 (c) include the title of the referendum printed below the horizontal line, in at least  
2292 14-point type;
- 2293 (d) include a table immediately below the title of the referendum, and beginning .5 inch  
2294 from the left side of the paper, as follows:
- 2295 (i) the first column shall be .5 inch wide and include three rows;
- 2296 (ii) the first row of the first column shall be .85 inch tall and contain the words "For  
2297 Office Use Only" in 10-point type;
- 2298 (iii) the second row of the first column shall be .35 inch tall;
- 2299 (iv) the third row of the first column shall be .5 inch tall;
- 2300 (v) the second column shall be 2.75 inches wide;
- 2301 (vi) the first row of the second column shall be .35 inch tall and contain the words  
2302 "Registered Voter's Printed Name (must be legible to be counted)" in 10-point type;
- 2303 (vii) the second row of the second column shall be .5 inch tall;
- 2304 (viii) the third row of the second column shall be .35 inch tall and contain the words  
2305 "Street Address, City, Zip Code" in 10-point type;
- 2306 (ix) the fourth row of the second column shall be .5 inch tall;
- 2307 (x) the third column shall be 2.75 inches wide;
- 2308 (xi) the first row of the third column shall be .35 inch tall and contain the words  
2309 "Signature of Registered Voter" in 10-point type;
- 2310 (xii) the second row of the third column shall be .5 inch tall;
- 2311 (xiii) the third row of the third column shall be .35 inch tall and contain the words  
2312 "Email Address (optional, to receive additional information)" in 10-point type;
- 2313 (xiv) the fourth row of the third column shall be .5 inch tall;
- 2314 (xv) the fourth column shall be one inch wide;
- 2315 (xvi) the first row of the fourth column shall be .35 inch tall and contain the words  
2316 "Date Signed" in 10-point type;
- 2317 (xvii) the second row of the fourth column shall be .5 inch tall;
- 2318 (xviii) the third row of the fourth column shall be .35 inch tall and contain the words  
2319 "Birth Date or Age (optional)" in 10-point type;
- 2320 (xix) the fourth row of the third column shall be .5 inch tall; and

2321 (xx) the fifth row of the entire table shall be the width of the entire table, .4 inch tall,  
2322 and contain the following words, "By signing this petition, you are stating that you have read  
2323 and understand the law that this petition seeks to overturn." in 12-point type;

2324 (e) the table described in Subsection [(2)] (3)(d) shall be repeated, leaving sufficient  
2325 room at the bottom of the sheet or the information described in Subsection [(2)] (3)(f); and

2326 (f) at the bottom of the sheet, include the word "Warning," in 12-point, bold type,  
2327 followed by the following statement in not less than eight-point type:

2328 "It is a class A misdemeanor for an individual to sign a referendum petition with a name  
2329 other than the individual's own name, or to knowingly sign the individual's name more than  
2330 once for the same measure, or to sign a referendum petition when the individual knows that the  
2331 individual is not a registered voter [~~and knows that the individual does not intend to become~~  
2332 ~~registered to vote before the certification of the petition names by the county clerk~~].

2333 Birth date or age information is not required, but it may be used to verify your identity  
2334 with voter registration records. If you choose not to provide it, your signature may not be  
2335 verified as a valid signature if you change your address before petition signatures are verified  
2336 or if the information you provide does not match your voter registration records."

2337 [(3)] (4) The final page of each referendum packet shall contain the following printed  
2338 or typed statement:

2339 \_Verification of signature collector  
2340 State of Utah, County of \_\_\_\_\_

2341 I, \_\_\_\_\_, of \_\_\_\_\_, hereby state, under penalty of perjury, that:  
2342 I am a resident of Utah and am at least 18 years old;

2343 All the names that appear in this packet were signed by individuals who professed to be  
2344 the individuals whose names appear in it, and each of the individuals signed the individual's  
2345 name on it in my presence;

2346 I did not knowingly make a misrepresentation of fact concerning the law this petition  
2347 seeks to overturn;

2348 I believe that each individual has printed and signed the individual's name and written  
2349 the individual's post office address and residence correctly, that each signer has read and  
2350 understands the law that the referendum seeks to overturn, and that each signer is registered to  
2351 vote in Utah [~~or intends to become registered to vote before the certification of the petition~~

2352 names by the county clerk].

2353

2354 (Name) (Residence Address) (Date)

2355 Each individual who signed the packet wrote the correct date of signature next to the  
2356 individual's name.

2357 I have not paid or given anything of value to any individual who signed this petition to  
2358 encourage that individual to sign it.

2359

2360 (Name) (Residence Address) (Date)".

2361 [~~4~~] (5) If the forms described in this section are substantially followed, the  
2362 referendum petitions are sufficient, notwithstanding clerical and merely technical errors.

2363 [~~5~~] (6) An individual's status as a resident, under Subsection [~~3~~] (4), is determined  
2364 in accordance with Section 20A-2-105.

2365 Section 43. Section 20A-7-604 is amended to read:

2366 **20A-7-604. Manual referendum process -- Circulation requirements -- Local**  
2367 **clerk to provide sponsors with materials.**

2368 (1) This section applies only to the manual referendum process.

2369 [~~1~~] (2) In order to obtain the necessary number of signatures required by this part, the  
2370 sponsors or an agent of the sponsors shall, after the sponsors receive the documents described  
2371 in Subsections [~~2~~] (3) and 20A-7-401.5(4)(b), circulate referendum packets that meet the  
2372 form requirements of this part.

2373 [~~2~~] (3) Within five days after the day on which a county, city, town, metro township,  
2374 or court determines, in accordance with Section 20A-7-602.7, that a proposed referendum is  
2375 legally referable to voters, the local clerk shall furnish to the sponsors:

- 2376 (a) a copy of the referendum petition; and
- 2377 (b) a signature sheet.

2378 [~~3~~] (4) The sponsors of the petition shall:

2379 (a) arrange and pay for the printing of all additional copies of the petition and signature  
2380 sheets; and

2381 (b) ensure that the copies of the petition and signature sheets meet the form  
2382 requirements of this section.

2383            [~~(4)~~] (5) (a) The sponsors or an agent of the sponsors may prepare the referendum for  
2384 circulation by creating multiple referendum packets.

2385            (b) The sponsors or an agent of the sponsors shall create referendum packets by  
2386 binding a copy of the referendum petition and no more than 50 signature sheets together at the  
2387 top in a manner that the packets may be conveniently opened for signing.

2388            (c) A referendum packet is not required to have a uniform number of signature sheets.

2389            (d) The sponsors or an agent of the sponsors shall include, with each packet, a copy of  
2390 the proposition information pamphlet provided to the sponsors under Subsection

2391 [20A-7-401.5\(4\)\(b\)](#).

2392            [~~(5)~~] (6) (a) The sponsors or an agent of the sponsors shall, before gathering signatures:

2393            (i) contact the county clerk to receive a range of numbers that the sponsors may use to  
2394 number signature packets; and

2395            (ii) number each signature packet, sequentially, within the range of numbers provided  
2396 by the county clerk, starting with the lowest number in the range.

2397            (b) The sponsors or an agent of the sponsors may not:

2398            (i) number a signature packet in a manner not directed by the county clerk; or

2399            (ii) circulate or submit a signature packet that is not numbered in the manner directed  
2400 by the county clerk.

2401            (c) The county clerk shall keep a record of the number range provided under  
2402 Subsection [~~(5)~~] (6)(a).

2403            Section 44. Section **20A-7-604.5** is amended to read:

2404            **20A-7-604.5. Posting referendum information.**

2405            (1) On the day on which the local clerk complies with Subsection [~~20A-7-604(2)~~]  
2406 [20A-7-604\(3\)](#), or gives the sponsors access to the website defined in Section [20A-21-101](#), the  
2407 local clerk shall post the following information together in a conspicuous place on the local  
2408 clerk's website:

2409            (a) the referendum petition;

2410            (b) the referendum; and

2411            (c) information describing how an individual may remove the individual's signature  
2412 from the [~~signature packet~~] petition.

2413            (2) The local clerk shall:

2414 (a) promptly update the information described in Subsection (1) if the information  
2415 changes; and

2416 (b) maintain the information described in Subsection (1) on the local clerk's website  
2417 until the referendum fails to qualify for the ballot or is passed or defeated at an election.

2418 Section 45. Section **20A-7-605** is amended to read:

2419 **20A-7-605. Manual referendum process -- Obtaining signatures -- Verification --**  
2420 **Removal of signature.**

2421 (1) This section applies only to the manual referendum process.

2422 [~~(1)~~] (2) A Utah voter may sign a local referendum petition if the voter is a legal voter  
2423 and resides in the local jurisdiction.

2424 [~~(2)~~] (3) (a) The sponsors shall ensure that the individual in whose presence each  
2425 signature sheet was signed:

2426 (i) is at least 18 years old and meets the residency requirements of Section **20A-2-105**;

2427 (ii) verifies each signature sheet by completing the verification printed on the last page  
2428 of each referendum packet; and

2429 (iii) is informed that each signer is required to read and understand the law that the  
2430 referendum seeks to overturn.

2431 (b) An individual may not sign the verification printed on the last page of the  
2432 referendum packet if the individual signed a signature sheet in the referendum packet.

2433 [~~(3)~~] (4) (a) A voter who has signed a referendum petition may have the voter's  
2434 signature removed from the petition by submitting to the county clerk a statement requesting  
2435 that the voter's signature be removed no later than the earlier of:

2436 (i) 30 days after the day on which the voter signs the statement requesting removal; or

2437 (ii) 45 days after the day on which the local clerk posts the voter's name under

2438 Subsection **20A-7-607(2)(a)**.

2439 (b) (i) The statement shall include:

2440 (A) the name of the voter;

2441 (B) the resident address at which the voter is registered to vote;

2442 (C) the signature of the voter; and

2443 (D) the date of the signature described in Subsection [~~(3)~~] (4)(b)(i)(C).

2444 (ii) To increase the likelihood of the voter's signature being identified and removed, the

2445 statement may include the voter's birth date or age.

2446 (c) A voter may not submit a statement by email or other electronic means.

2447 (d) In order for the signature to be removed, the county clerk must receive the  
2448 statement before 5 p.m. no later than 45 days after the day on which the local clerk posts the  
2449 voter's name under Subsection [20A-7-607\(2\)\(a\)](#).

2450 (e) A person may only remove a signature from a referendum petition in accordance  
2451 with this Subsection [~~(3)~~] [\(4\)](#).

2452 (f) A county clerk shall analyze a signature, for purposes of removing a signature from  
2453 a referendum petition, in accordance with Section [20A-7-606.3](#).

2454 Section 46. Section [20A-7-606](#) is amended to read:

2455 **[20A-7-606. Manual referendum process -- Submitting the referendum petition --](#)**  
2456 **[Certification of signatures by the county clerks -- Transfer to local clerk.](#)**

2457 (1) This section applies only to the manual referendum process.

2458 [~~(1)~~] [\(2\)](#) (a) The sponsors, or an agent of the sponsors, shall submit a signed and  
2459 verified referendum packet to the county clerk of the county in which the packet was circulated  
2460 before 5 p.m. no later than the earlier of:

2461 (i) 30 days after the day on which the first individual signs the referendum packet; or

2462 (ii) 45 days after the day on which the sponsors receive the items described in

2463 Subsection [~~20A-7-604(2)~~] [20A-7-604\(3\)](#) or from the local clerk.

2464 (b) A person may not submit a referendum packet after the deadline described in  
2465 Subsection [~~(1)~~] [\(2\)\(a\)](#).

2466 [~~(2)~~] [\(3\)](#) No later than 21 days after the day on which a county clerk receives a verified  
2467 referendum packet under Subsection [~~(1)~~] [\(2\)\(a\)](#), the county clerk shall:

2468 (a) determine whether each signer is a registered voter according to the requirements of  
2469 Section [20A-7-606.3](#);

2470 (b) certify on the petition whether each name is that of a registered voter;

2471 (c) provide the name [~~and~~]<sub>2</sub> voter identification number, and date of signature of each  
2472 registered voter certified under Subsection [~~(2)~~] [\(3\)\(b\)](#); and

2473 (d) deliver the verified packet to the local clerk.

2474 [~~(3)~~] [\(4\)](#) (a) If the county clerk timely receives a statement requesting signature  
2475 removal under Subsection [~~20A-7-605(3)~~] [20A-7-605\(4\)](#), the county clerk shall:

2476 (i) ensure that the voter's name [~~and~~], voter identification number, and date of signature  
 2477 are not included in the posting described in Subsection [20A-7-607\(2\)\(a\)](#); and

2478 (ii) remove the voter's signature from the signature packets and signature packet totals.

2479 (b) The county clerk shall comply with Subsection [~~(3)~~] [\(4\)](#)(a) before the later of:

2480 (i) the deadline described in Subsection [~~(2)~~] [\(3\)](#); or

2481 (ii) two business days after the day on which the county clerk receives a statement  
 2482 requesting signature removal under Subsection [~~20A-7-605(3)~~] [20A-7-605\(4\)](#).

2483 (c) The local clerk shall post a link in a conspicuous location on the local government's  
 2484 website to the posting described in Subsection [20A-7-607\(2\)\(a\)](#) during the period of time  
 2485 described in Subsection [20A-7-607\(2\)\(a\)\(i\)](#).

2486 [~~(4)~~] [\(5\)](#) The county clerk may not certify a signature under Subsection [~~(2)~~] [\(3\)](#):

2487 (a) on a referendum packet that is not verified in accordance with Section [20A-7-605](#);

2488 or

2489 (b) that does not have a date of signature next to the signature.

2490 [~~(5)~~] [\(6\)](#) A person may not retrieve a referendum packet from a county clerk, or make  
 2491 any alterations or corrections to a referendum packet, after the referendum packet is submitted  
 2492 to the county clerk.

2493 Section 47. Section [20A-7-606.3](#) is amended to read:

2494 **[20A-7-606.3. Verification of petition signatures.](#)**

2495 (1) As used in this section:

2496 (a) "Substantially similar name" means:

2497 (i) the given name and surname shown on the petition, or both, contain only minor  
 2498 spelling differences when compared to the given name and surname shown on the official  
 2499 register;

2500 (ii) the surname shown on the petition exactly matches the surname shown on the  
 2501 official register, and the given names differ only because one of the given names shown is a  
 2502 commonly used abbreviation or variation of the other;

2503 (iii) the surname shown on the petition exactly matches the surname shown on the  
 2504 official register, and the given names differ only because one of the given names shown is  
 2505 accompanied by a first or middle initial or a middle name which is not shown on the other  
 2506 record; or

2507 (iv) the surname shown on the petition exactly matches the surname shown on the  
2508 official register, and the given names differ only because one of the given names shown is an  
2509 alphabetically corresponding initial that has been provided in the place of a given name shown  
2510 on the other record.

2511 (b) "Substantially similar name" does not mean a name having an initial or a middle  
2512 name shown on the petition that does not match a different initial or middle name shown on the  
2513 official register.

2514 (2) [The] In relation to an individual who signs a referendum petition with a  
2515 holographic signature, the county clerk shall use the following procedures in determining  
2516 whether a signer is a registered voter:

2517 (a) When a signer's name and address shown on the petition exactly match a name and  
2518 address shown on the official register and the signer's signature appears substantially similar to  
2519 the signature on the statewide voter registration database, the county clerk shall declare the  
2520 signature valid.

2521 (b) When there is no exact match of an address and a name, the county clerk shall  
2522 declare the signature valid if:

2523 (i) the address on the petition matches the address of an individual on the official  
2524 register with a substantially similar name; and

2525 (ii) the signer's signature appears substantially similar to the signature on the statewide  
2526 voter registration database of the individual described in Subsection (2)(b)(i).

2527 (c) When there is no match of an address and a substantially similar name, the county  
2528 clerk shall declare the signature valid if:

2529 (i) the birth date or age on the petition matches the birth date or age of an individual on  
2530 the official register with a substantially similar name; and

2531 (ii) the signer's signature appears substantially similar to the signature on the statewide  
2532 voter registration database of the individual described in Subsection (2)(c)(i).

2533 (d) If a signature is not declared valid under Subsection (2)(a), (b), or (c), the county  
2534 clerk shall declare the signature to be invalid.

2535 (3) [The] In relation to an individual who, with a holographic signature, signs a  
2536 statement to remove the individual's signature from a referendum petition, the county clerk  
2537 shall use the following procedures in determining whether to remove a signature from a

2538 petition after receiving a timely, valid statement requesting removal of the signature:

2539 (a) if a signer's name and address shown on the statement and the petition exactly  
2540 match a name and address shown on the official register and the signer's signature on both the  
2541 statement and the petition appears substantially similar to the signature on the statewide voter  
2542 registration database, the county clerk shall remove the signature from the petition;

2543 (b) if there is no exact match of an address and a name, the county clerk shall remove  
2544 the signature from the petition if:

2545 (i) the address on the statement and the petition matches the address of an individual  
2546 on the official register with a substantially similar name; and

2547 (ii) the signer's signature on both the statement and the petition appears substantially  
2548 similar to the signature on the statewide voter registration database of the individual described  
2549 in Subsection (3)(b)(i);

2550 (c) if there is no match of an address and a substantially similar name, the county clerk  
2551 shall remove the signature from the petition if:

2552 (i) the birth date or age on the statement and petition match the birth date or age of an  
2553 individual on the official register with a substantially similar name; and

2554 (ii) the signer's signature on both the statement and the petition appears substantially  
2555 similar to the signature on the statewide voter registration database of the individual described  
2556 in Subsection (3)(c)(i); and

2557 (d) if a signature does not qualify for removal under Subsection (3)(a), (b), or (c), the  
2558 county clerk may not remove the signature from the petition.

2559 Section 48. Section **20A-7-607** is amended to read:

2560 **20A-7-607. Evaluation by the local clerk -- Determination of election for vote on**  
2561 **referendum.**

2562 (1) [~~When~~] In relation to the manual referendum process, when the local clerk receives  
2563 a referendum packet from a county clerk, the local clerk shall record the number of the  
2564 referendum packet received.

2565 (2) [~~⌚~~] The county clerk shall:

2566 (a) in relation to the manual referendum process:

2567 (i) post the names [~~and~~], voter identification numbers, and dates of signatures  
2568 described in Subsection **20A-7-606(3)(c)** on the lieutenant governor's website, in a conspicuous

2569 location designated by the lieutenant governor, for at least 45 days; and

2570 (ii) update on the local clerk's website the number of signatures certified as of the date  
2571 of the update[-]; or

2572 (b) in relation to the electronic referendum process:

2573 (i) post the names, voter identification numbers, and dates of signatures described in  
2574 Subsection 20A-7-616(3) on the lieutenant governor's website, in a conspicuous location  
2575 designated by the lieutenant governor, for at least 45 days; and

2576 (ii) update on the lieutenant governor's website the number of signatures certified as of  
2577 the date of the update.

2578 [~~b~~] (3) The local clerk:

2579 [~~i~~] (a) shall, except as provided in Subsection [~~2~~](~~b~~)(~~i~~) (3)(b), declare the petition  
2580 to be sufficient or insufficient;

2581 (i) in relation to the manual referendum process, no later than 111 days after the day of  
2582 the deadline, described in Subsection 20A-7-606[~~1~~](2), to submit a referendum packet to the  
2583 county clerk; or

2584 (ii) in relation to the electronic referendum process, no later than 111 days after the day  
2585 of the deadline, described in Subsection 20A-7-616(2), to collect a signature; or

2586 [~~i~~] (b) may declare the petition to be insufficient before the day described in  
2587 Subsection [~~2~~](~~b~~)(~~i~~) (3)(a) if:

2588 [~~A~~] (i) in relation to the manual referendum process, the total of all valid signatures  
2589 on timely and lawfully submitted signature packets that have been certified by the county clerk,  
2590 plus the number of signatures on timely and lawfully submitted signature packets that have not  
2591 yet been evaluated for certification, is less than the number of names required under Section  
2592 20A-7-601; [~~or~~]

2593 (ii) in relation to the electronic referendum process, the total of all timely and lawfully  
2594 submitted valid signatures that have been certified by the county clerks, plus the number of  
2595 timely and lawfully submitted valid signatures received under Subsection 20A-21-201(6)(b)  
2596 that have not yet been evaluated for certification, is less than the number of names required  
2597 under Section 20A-7-601; or

2598 [~~B~~] (iii) a requirement of this part has not been met.

2599 [~~e~~] (4) (a) If the total number of names certified under [~~this~~] Subsection (2) equals or

2600 exceeds the number of names required under Section 20A-7-601, and the requirements of this  
2601 part are met, the local clerk shall mark upon the front of the petition the word "sufficient";

2602 ~~[(4)]~~ (b) If the total number of names certified under this Subsection ~~[(2)]~~ (3) does not  
2603 equal or exceed the number of names required under Section 20A-7-601 or a requirement of  
2604 this part is not met, the local clerk shall mark upon the front of the petition the word  
2605 "insufficient."

2606 ~~[(e)]~~ (c) The local clerk shall immediately notify any one of the sponsors of the local  
2607 clerk's finding.

2608 ~~[(f)]~~ (d) After a petition is declared insufficient, a person may not submit additional  
2609 signatures to qualify the petition for the ballot.

2610 ~~[(3)]~~ (5) (a) If the local clerk refuses to accept and file any referendum petition, any  
2611 voter may apply to a court for an extraordinary writ to compel the local clerk to do so within 10  
2612 days after the refusal.

2613 (b) If the court determines that the referendum petition is legally sufficient, the local  
2614 clerk shall file the petition, with a verified copy of the judgment attached to the petition, as of  
2615 the date on which the petition was originally offered for filing in the local clerk's office.

2616 (c) If the court determines that any petition filed is not legally sufficient, the court may  
2617 enjoin the local clerk and all other officers from:

2618 (i) certifying or printing the ballot title and numbers of that measure on the official  
2619 ballot for the next election; or

2620 (ii) as it relates to a local tax law that is conducted entirely by mail, certifying, printing,  
2621 or mailing the ballot title and numbers of that measure under Section 20A-7-609.5.

2622 ~~[(4)]~~ (6) A petition determined to be sufficient in accordance with this section is  
2623 qualified for the ballot.

2624 ~~[(5)]~~ (7) (a) Except as provided in Subsection ~~[(6)]~~ (7)(b) or (c), if a referendum relates  
2625 to legislative action taken after April 15, the election officer may not place the referendum on  
2626 an election ballot until a primary election, a general election, or a special election the following  
2627 year.

2628 (b) The election officer may place a referendum described in Subsection ~~[(6)]~~ (7)(a) on  
2629 the ballot for a special, primary, or general election held during the year that the legislative  
2630 action was taken if the following agree, in writing, on a timeline to place the referendum on

2631 that ballot:

2632 (i) the local clerk;

2633 (ii) the county clerk; and

2634 (iii) the attorney for the county or municipality that took the legislative action.

2635 (c) For a referendum on a land use law, if, before August 30, the local clerk or a court  
2636 determines that the total number of certified names equals or exceeds the number of signatures  
2637 required in Section 20A-7-601, the election officer shall place the referendum on the election  
2638 ballot for:

2639 (i) the next general election; or

2640 (ii) another election, if the following agree, in writing, on a timeline to place the  
2641 referendum on that ballot:

2642 (A) the affected owners, as defined in Section 10-9a-103 or 17-27a-103, as applicable;

2643 (B) the local clerk;

2644 (C) the county clerk; and

2645 (D) the attorney for the county or municipality that took the legislative action.

2646 Section 49. Section 20A-7-611 is amended to read:

2647 **20A-7-611. Temporary stay -- Effective date -- Effect of repeal by local legislative**  
2648 **body.**

2649 (1) Any proposed law submitted to the people by referendum petition that is rejected by  
2650 the voters at any election is repealed as of the date of the election.

2651 (2) If, at the time during the process described in Subsection [20A-7-307(2)]  
2652 20A-7-607(2), the local clerk determines that, at that point in time, an adequate number of  
2653 signatures are certified to comply with the signature requirements, the local clerk shall:

2654 (a) issue an order temporarily staying the law from going into effect; and

2655 (b) continue the process of certifying signatures and removing signatures as required by  
2656 this part.

2657 (3) The temporary stay described in Subsection (2) remains in effect, regardless of  
2658 whether a future count falls below the signature threshold, until the day on which:

2659 (a) if the local clerk declares the petition insufficient, five days after the day on which  
2660 the local clerk declares the petition insufficient; or

2661 (b) if the local clerk declares the petition sufficient, the day on which the local

2662 legislative body issues the proclamation described in Section [20A-7-610](#).

2663 (4) A proposed law submitted to the people by referendum petition that is approved by  
2664 the voters at an election takes effect the later of:

2665 (a) five days after the date of the official proclamation of the vote by the local  
2666 legislative body; or

2667 (b) the effective date specified in the proposed law.

2668 (5) If, after the local clerk issues a temporary stay order under Subsection (2)(a), the  
2669 local clerk declares the petition insufficient, the proposed law takes effect the later of:

2670 (a) five days after the day on which the local clerk declares the petition insufficient; or

2671 (b) the effective date specified in the proposed law.

2672 (6) (a) A law adopted by the people under this part is not subject to veto.

2673 (b) The local legislative body may amend any laws approved by the people under this  
2674 part after the people approve the law.

2675 (7) If the local legislative body repeals a law challenged by referendum petition under  
2676 this part, the referendum petition is void and no further action on the referendum petition is  
2677 required.

2678 Section 50. Section [20A-7-612](#) is amended to read:

2679 **[20A-7-612. Misconduct of electors and officers -- Penalty.](#)**

2680 (1) It is unlawful for an individual to:

2681 (a) sign any name other than the individual's own name to any referendum petition;

2682 (b) sign a referendum knowing that the individual is not a legal voter;

2683 (c) in connection with circulating a referendum petition, represent that a document is  
2684 an official government document if the individual knows or has reason to know that the  
2685 document is not an official government document; or

2686 (d) knowingly and willfully violate any provision of this part.

2687 (2) It is unlawful for an individual to sign the verification for a referendum packet, or  
2688 to electronically sign the verification for a signature under Subsection [20A-21-201\(9\)](#), knowing  
2689 that:

2690 (a) the individual does not meet the residency requirements of Section [20A-2-105](#);

2691 (b) the individual has not witnessed the signatures [~~of the individuals whose names~~  
2692 ~~appear in the referendum packet~~] the individual collects or submits; or

2693 (c) one or more individuals whose signatures appear in the referendum packet~~[(i) is~~  
2694 ~~either: (A)]~~ is not registered to vote in Utah~~[-or].~~

2695 ~~[(B) does not intend to become registered to vote in Utah; or]~~

2696 ~~[(ii) appears next to an inaccurate date of signature.]~~

2697 (3) An individual who violates this part is guilty of a class A misdemeanor.

2698 (4) The county attorney or municipal attorney shall prosecute any violation of this  
2699 section.

2700 Section 51. Section ~~20A-7-613~~ is amended to read:

2701 **20A-7-613. Property tax referendum petition.**

2702 (1) As used in this section, "certified tax rate" means the same as that term is defined in  
2703 Section ~~59-2-924~~.

2704 (2) Except as provided in this section, the requirements of this part apply to a  
2705 referendum petition challenging a taxing entity's legislative body's vote to impose a tax rate that  
2706 exceeds the certified tax rate.

2707 (3) Notwithstanding Subsection ~~[20A-7-606(1)]~~ 20A-7-606(2), the sponsors or an  
2708 agent of the sponsors shall deliver a signed and verified referendum packet to the county clerk  
2709 of the county in which the packet was circulated before 5 p.m. no later than the earlier of:

2710 (a) 30 days after the day on which the first individual signs the packet; or

2711 (b) 40 days after the day on which the local clerk complies with Subsection  
2712 ~~[20A-7-604(2)]~~ 20A-7-604(3).

2713 (4) Notwithstanding Subsections ~~[20A-7-606(2) and (3)]~~ 20A-7-606(3) and (4), the  
2714 county clerk shall take the actions required in Subsections ~~[20A-7-606(2) and (3)]~~  
2715 20A-7-606(3) and (4) within 10 working days after the day on which the county clerk receives  
2716 the signed and verified referendum packet as described in Subsection (3).

2717 (5) The local clerk shall take the actions required by Section ~~20A-7-607~~ within two  
2718 working days after:

2719 (a) in relation to the manual referendum process, the day on which the local clerk  
2720 receives the referendum packets from the county clerk~~[-]; or~~

2721 (b) in relation to the electronic referendum process, the deadline described in  
2722 Subsection 20A-7-616(2).

2723 (6) Notwithstanding Subsection ~~20A-7-608(2)~~, the local attorney shall prepare the

2724 ballot title within two working days after the day on which the referendum petition is declared  
2725 sufficient for submission to a vote of the people.

2726 (7) (a) Notwithstanding Subsection 20A-7-609(2)(c), a referendum that qualifies for  
2727 the ballot under this section shall appear on the ballot for the earlier of the next regular general  
2728 election or the next municipal general election unless a special election is called.

2729 (8) The election officer shall mail manual ballots on a referendum under this section the  
2730 later of:

2731 (a) the time provided in Section 20A-3a-202 or 20A-16-403; or

2732 (b) the time that ballots are prepared for mailing under this section.

2733 (9) Section 20A-7-402 does not apply to a referendum described in this section.

2734 (10) (a) If a majority of voters does not vote against imposing the tax at a rate  
2735 calculated to generate the increased revenue budgeted, adopted, and approved by the taxing  
2736 entity's legislative body:

2737 (i) the certified tax rate for the fiscal year during which the referendum petition is filed  
2738 is its most recent certified tax rate; and

2739 (ii) the proposed increased revenues for purposes of establishing the certified tax rate  
2740 for the fiscal year after the fiscal year described in Subsection (10)(a)(i) are the proposed  
2741 increased revenues budgeted, adopted, and approved by the taxing entity's legislative body  
2742 before the filing of the referendum petition.

2743 (b) If a majority of voters votes against imposing a tax at the rate established by the  
2744 vote of the taxing entity's legislative body, the certified tax rate for the taxing entity is the  
2745 taxing entity's most recent certified tax rate.

2746 (c) If the tax rate is set in accordance with Subsection (10)(a)(ii), a taxing entity is not  
2747 required to comply with the notice and public hearing requirements of Section 59-2-919 if the  
2748 taxing entity complies with those notice and public hearing requirements before the referendum  
2749 petition is filed.

2750 (11) The ballot title shall, at a minimum, include in substantially this form the  
2751 following: "Shall the [name of the taxing entity] be authorized to levy a tax rate in the amount  
2752 sufficient to generate an increased property tax revenue of [amount] for fiscal year [year] as  
2753 budgeted, adopted, and approved by the [name of the taxing entity].".

2754 (12) A taxing entity shall pay the county the costs incurred by the county that are

2755 directly related to meeting the requirements of this section and that the county would not have  
2756 incurred but for compliance with this section.

2757 (13) (a) An election officer shall include on a ballot a referendum that has not yet  
2758 qualified for placement on the ballot, if:

2759 (i) sponsors file an application for a referendum described in this section;

2760 (ii) the ballot will be used for the election for which the sponsors are attempting to  
2761 qualify the referendum; and

2762 (iii) the deadline for qualifying the referendum for placement on the ballot occurs after  
2763 the day on which the ballot will be printed.

2764 (b) If an election officer includes on a ballot a referendum described in Subsection  
2765 (13)(a), the ballot title shall comply with Subsection (11).

2766 (c) If an election officer includes on a ballot a referendum described in Subsection  
2767 (13)(a) that does not qualify for placement on the ballot, the election officer shall inform the  
2768 voters by any practicable method that the referendum has not qualified for the ballot and that  
2769 votes cast in relation to the referendum will not be counted.

2770 Section 52. Section **20A-7-614** is enacted to read:

2771 **20A-7-614. Electronic referendum process -- Form of referendum petition --**  
2772 **Circulation requirements -- Signature collection.**

2773 (1) This section applies only to the electronic referendum process.

2774 (2) (a) The first screen presented on the approved device shall include the following  
2775 statement:

2776 "This REFERENDUM PETITION is addressed to the Honorable \_\_\_\_\_, County  
2777 Clerk/City Recorder/Town Clerk:

2778 The citizens of Utah who sign this petition respectfully order that (description of local  
2779 law or portion of local law being challenged), passed by the \_\_\_\_\_ be referred to the voters for  
2780 their approval or rejection at the regular/municipal general election to be held on  
2781 \_\_\_\_\_ (month\day\year)."

2782 (b) An individual may not advance to the second screen until the individual clicks a  
2783 link at the bottom of the first screen stating, "By clicking here, I attest that I have read and  
2784 understand the information presented on this screen."

2785 (3) (a) The second screen presented on the approved device shall include the entire text

2786 of the law that is the subject of the referendum petition.

2787 (b) An individual may not advance to the third screen until the individual clicks a link  
2788 at the bottom of the second screen stating, "By clicking here, I attest that I have read and  
2789 understand the entire text of the law that is the subject of the referendum petition."

2790 (4) (a) The third screen presented on the approved device shall include a statement  
2791 indicating whether persons gathering signatures for the petition may be paid for gathering  
2792 signatures.

2793 (b) An individual may not advance to the fourth screen until the individual clicks a link  
2794 at the bottom of the third screen stating, "By clicking here, I attest that I have read and  
2795 understand the information presented on this screen."

2796 (5) The fourth screen presented on the approved device shall include the following  
2797 statement, followed by links where the individual may click "yes" or "no":

2798 "I have personally reviewed the entirety of each statement presented on this device;  
2799 I am personally signing this petition;

2800 I am registered to vote in Utah; and

2801 All information I enter on this device, including my residence and post office address, is  
2802 accurate.

2803 It is a class A misdemeanor for an individual to sign a referendum petition with a name  
2804 other than the individual's own name, or to knowingly sign the individual's name more than  
2805 once for the same measure, or to sign a referendum petition when the individual knows that the  
2806 individual is not a registered voter.

2807 Do you wish to continue and sign this petition?"

2808 (6) (a) If the individual clicks "no" in response to the question described in Subsection  
2809 (5), the next screen shall include the following statement, "Thank you for your time. Please  
2810 return this device to the signature-gatherer."

2811 (b) If the individual clicks "yes" in response to the question described in Subsection  
2812 (5), the website, or the application that accesses the website, shall take the signature-gatherer  
2813 and the individual signing the petition through the signature process described in Section  
2814 [20A-21-201](#).

2815 Section 53. Section **20A-7-615** is enacted to read:

2816 **20A-7-615. Electronic referendum process -- Obtaining signatures -- Request to**

2817 **remove signature.**

2818 (1) This section applies to the electronic referendum process described in Section  
2819 20A-21-201.

2820 (2) A Utah voter may sign a local referendum petition if the voter is a legal voter and  
2821 resides in the local jurisdiction.

2822 (3) The sponsors shall ensure that the signature-gatherer who collects a signature from  
2823 an individual:

2824 (a) verifies that the individual is at least 18 years old and meets the residency  
2825 requirements of Section 20A-2-105; and

2826 (b) is informed that each signer is required to read and understand the law that is the  
2827 subject of the referendum petition.

2828 (4) (a) A voter who has signed a referendum petition may have the voter's signature  
2829 removed from the petition by submitting to the county clerk a statement requesting that the  
2830 voter's signature be removed before 5 p.m. no later than the earlier of:

2831 (i) 30 days after the day on which the voter signs the statement requesting removal; or

2832 (ii) 45 days after the day on which the local clerk posts the voter's name under

2833 Subsection 20A-7-616(3).

2834 (b) The statement shall include:

2835 (i) the name of the voter;

2836 (ii) the resident address at which the voter is registered to vote;

2837 (iii) the signature of the voter; and

2838 (iv) the date of the signature described in Subsection (4)(b)(iii).

2839 (c) To increase the likelihood of the voter's signature being identified and removed, the  
2840 statement may include the voter's birth date or age.

2841 (d) A voter may not submit a signature removal statement by email or other electronic  
2842 means, unless the lieutenant governor establishes a signature removal process that is consistent  
2843 with the requirements of this section and Section 20A-21-201.

2844 (e) A person may only remove an electronic signature from an initiative petition in  
2845 accordance with this section.

2846 (f) A county clerk shall analyze a holographic signature, for purposes of removing an  
2847 electronic signature from a referendum petition, in accordance with Section 20A-7-606.3.

2848 Section 54. Section **20A-7-616** is enacted to read:

2849 **20A-7-616. Electronic referendum process -- Collecting signatures -- Removal of**  
2850 **signatures.**

2851 (1) This section applies only to the electronic referendum process.

2852 (2) A signature-gatherer may not collect a signature after 5 p.m. 45 days after the day  
2853 on which the first three sponsors receive notice, under Section [20A-7-602.7](#) or [20A-7-602.8](#),  
2854 that the referendum is legally referable to voters.

2855 (3) The local clerk shall send to each individual who provides a valid email address  
2856 during the signature-gathering process an email that includes the following:

2857 (a) the subject of the email shall include the following statement, "Notice Regarding  
2858 Your Petition Signature"; and

2859 (b) the body of the email shall include the following statement in 12-point type:

2860 "You signed a petition for the following referendum:

2861 [insert title of initiative]

2862 To access a copy of the referendum petition, the referendum, and information on the  
2863 deadline for removing your signature from the petition, please visit the following link: [insert a  
2864 uniform resource locator that takes the individual directly to the page on the lieutenant  
2865 governor's website that includes the information referred to in the email]."

2866 (4) Except as provided in Subsection (5), the county clerk shall, within two business  
2867 days after the day on which the signature of an individual who signs a petition is certified under  
2868 Section [20A-21-201](#), post the name, voter identification number, and date of signature of the  
2869 individual on the lieutenant governor's website, in a conspicuous location designated by the  
2870 lieutenant governor, for at least 45 days.

2871 (5) (a) If the local clerk timely receives a statement requesting signature removal under  
2872 Subsection [20A-7-615](#)(4), the local clerk shall:

2873 (i) ensure that the voter's name, voter identification number, and date of signature are  
2874 not included in the posting described in Subsection (4); and

2875 (ii) remove the voter's signature from the petition and the petition signature totals.

2876 (b) The local clerk shall comply with Subsection (5)(a) before the later of:

2877 (i) the deadline described in Subsection (4); or

2878 (ii) two business days after the day on which the county clerk receives a statement

2879 requesting signature removal under Subsection 20A-7-615(4).

2880 Section 55. Section **20A-9-101** is amended to read:

2881 **20A-9-101. Definitions.**

2882 As used in this chapter:

2883 (1) (a) "Candidates for elective office" means persons who file a declaration of  
2884 candidacy under Section 20A-9-202 to run in a regular general election for a federal office,  
2885 constitutional office, multicounty office, or county office.

2886 (b) "Candidates for elective office" does not mean candidates for:

2887 (i) justice or judge of court of record or not of record;

2888 (ii) presidential elector;

2889 (iii) any political party offices; and

2890 (iv) municipal or local district offices.

2891 (2) "Constitutional office" means the state offices of governor, lieutenant governor,  
2892 attorney general, state auditor, and state treasurer.

2893 (3) "Continuing political party" means the same as that term is defined in Section  
2894 20A-8-101.

2895 (4) (a) "County office" means an elective office where the officeholder is selected by  
2896 voters entirely within one county.

2897 (b) "County office" does not mean:

2898 (i) the office of justice or judge of any court of record or not of record;

2899 (ii) the office of presidential elector;

2900 (iii) any political party offices;

2901 (iv) any municipal or local district offices; and

2902 (v) the office of United States Senator and United States Representative.

2903 (5) "Electronic candidate qualification process" means:

2904 (a) as it relates to a registered political party that is not a qualified political party, the  
2905 process for gathering signatures electronically to seek the nomination of a registered political  
2906 party, described in:

2907 (i) Section 20A-9-403;

2908 (ii) Section 20a-9-405, except Subsections 20A-9-405(3) and (5); and

2909 (iii) Section 20A-21-201; and

2910 (b) as it relates to a qualified political party, the process, for gathering signatures  
2911 electronically to seek the nomination of a registered political party, described in:

2912 (i) Section 20A-9-405, except Subsections 20A-9-405(3) and (5);

2913 (ii) Section 20A-9-408; and

2914 (iii) Section 20A-21-201.

2915 [~~5~~] (6) "Federal office" means an elective office for United States Senator and United  
2916 States Representative.

2917 [~~6~~] (7) "Filing officer" means:

2918 (a) the lieutenant governor, for:

2919 (i) the office of United States Senator and United States Representative; and

2920 (ii) all constitutional offices;

2921 (b) for the office of a state senator or state representative, the lieutenant governor or the  
2922 applicable clerk described in Subsection [~~6~~] (7)(c) or (d);

2923 (c) the county clerk, for county offices and local school district offices;

2924 (d) the county clerk in the filer's county of residence, for multicounty offices;

2925 (e) the city or town clerk, for municipal offices; or

2926 (f) the local district clerk, for local district offices.

2927 [~~7~~] (8) "Local district office" means an elected office in a local district.

2928 [~~8~~] (9) "Local government office" includes county offices, municipal offices, and  
2929 local district offices and other elective offices selected by the voters from a political division  
2930 entirely within one county.

2931 (10) "Manual candidate qualification process" means the process for gathering  
2932 signatures to seek the nomination of a registered political party, using paper signature packets  
2933 that a signer physically signs.

2934 [~~9~~] (11) (a) "Multicounty office" means an elective office where the officeholder is  
2935 selected by the voters from more than one county.

2936 (b) "Multicounty office" does not mean:

2937 (i) a county office;

2938 (ii) a federal office;

2939 (iii) the office of justice or judge of any court of record or not of record;

2940 (iv) the office of presidential elector;

2941 (v) any political party offices; or  
2942 (vi) any municipal or local district offices.  
2943 ~~[(10)]~~ (12) "Municipal office" means an elective office in a municipality.  
2944 ~~[(11)]~~ (13) (a) "Political division" means a geographic unit from which an officeholder  
2945 is elected and that an officeholder represents.  
2946 (b) "Political division" includes a county, a city, a town, a local district, a school  
2947 district, a legislative district, and a county prosecution district.  
2948 ~~[(12)]~~ (14) "Qualified political party" means a registered political party that:  
2949 (a) (i) permits a delegate for the registered political party to vote on a candidate  
2950 nomination in the registered political party's convention remotely; or  
2951 (ii) provides a procedure for designating an alternate delegate if a delegate is not  
2952 present at the registered political party's convention;  
2953 (b) does not hold the registered political party's convention before the fourth Saturday  
2954 in March of an even-numbered year;  
2955 (c) permits a member of the registered political party to seek the registered political  
2956 party's nomination for any elective office by the member choosing to seek the nomination by  
2957 either or both of the following methods:  
2958 (i) seeking the nomination through the registered political party's convention process,  
2959 in accordance with the provisions of Section 20A-9-407; or  
2960 (ii) seeking the nomination by collecting signatures, in accordance with the provisions  
2961 of Section 20A-9-408; and  
2962 (d) (i) if the registered political party is a continuing political party, no later than 5 p.m.  
2963 on September 30 of an odd-numbered year, certifies to the lieutenant governor that, for the  
2964 election in the following year, the registered political party intends to nominate the registered  
2965 political party's candidates in accordance with the provisions of Section 20A-9-406; or  
2966 (ii) if the registered political party is not a continuing political party, certifies at the  
2967 time that the registered political party files the petition described in Section 20A-8-103 that, for  
2968 the next election, the registered political party intends to nominate the registered political  
2969 party's candidates in accordance with the provisions of Section 20A-9-406.  
2970 (15) "Signature," as it relates to a petition for a candidate to seek the nomination of a  
2971 registered political party, means:

2972 (a) when using the manual candidate qualification process, a holographic signature  
2973 collected physically on a nomination petition described in Subsection 20A-9-405(3); or

2974 (b) when using the electronic candidate qualification process:

2975 (i) an electronic signature collected under Subsection 20A-21-201(6)(c)(ii)(A); or

2976 (ii) a holographic signature collected electronically under Subsection  
2977 20A-21-201(5)(c)(ii)(B).

2978 Section 56. Section **20A-9-403** is amended to read:

2979 **20A-9-403. Regular primary elections.**

2980 (1) (a) Candidates for elective office that are to be filled at the next regular general  
2981 election shall be nominated in a regular primary election by direct vote of the people in the  
2982 manner prescribed in this section. The regular primary election is held on the date specified in  
2983 Section 20A-1-201.5. Nothing in this section shall affect a candidate's ability to qualify for a  
2984 regular general election's ballot as an unaffiliated candidate under Section 20A-9-501 or to  
2985 participate in a regular general election as a write-in candidate under Section 20A-9-601.

2986 (b) Each registered political party that chooses to have the names of the registered  
2987 political party's candidates for elective office featured with party affiliation on the ballot at a  
2988 regular general election shall comply with the requirements of this section and shall nominate  
2989 the registered political party's candidates for elective office in the manner described in this  
2990 section.

2991 (c) A filing officer may not permit an official ballot at a regular general election to be  
2992 produced or used if the ballot denotes affiliation between a registered political party or any  
2993 other political group and a candidate for elective office who is not nominated in the manner  
2994 prescribed in this section or in Subsection 20A-9-202(4).

2995 (d) Unless noted otherwise, the dates in this section refer to those that occur in each  
2996 even-numbered year in which a regular general election will be held.

2997 (2) (a) Each registered political party, in a statement filed with the lieutenant governor,  
2998 shall:

2999 (i) either declare the registered political party's intent to participate in the next regular  
3000 primary election or declare that the registered political party chooses not to have the names of  
3001 the registered political party's candidates for elective office featured on the ballot at the next  
3002 regular general election; and

3003 (ii) if the registered political party participates in the upcoming regular primary  
3004 election, identify one or more registered political parties whose members may vote for the  
3005 registered political party's candidates and whether individuals identified as unaffiliated with a  
3006 political party may vote for the registered political party's candidates.

3007 (b) (i) A registered political party that is a continuing political party shall file the  
3008 statement described in Subsection (2)(a) with the lieutenant governor no later than 5 p.m. on  
3009 November 30 of each odd-numbered year.

3010 (ii) An organization that is seeking to become a registered political party under Section  
3011 20A-8-103 shall file the statement described in Subsection (2)(a) at the time that the registered  
3012 political party files the petition described in Section 20A-8-103.

3013 (3) (a) Except as provided in Subsection (3)(e), an individual who submits a  
3014 declaration of candidacy under Section 20A-9-202 shall appear as a candidate for elective  
3015 office on the regular primary ballot of the registered political party listed on the declaration of  
3016 candidacy only if the individual is certified by the appropriate filing officer as having submitted  
3017 a [~~set of nomination petitions~~] nomination petition that was:

3018 (i) circulated and completed in accordance with Section 20A-9-405; and

3019 (ii) signed by at least 2% of the registered political party's members who reside in the  
3020 political division of the office that the individual seeks.

3021 (b) (i) A candidate for elective office shall submit [~~nomination petitions~~] signatures for  
3022 a nomination petition to the appropriate filing officer for verification and certification no later  
3023 than 5 p.m. on the final day in March.

3024 (ii) A candidate may supplement the candidate's submissions at any time on or before  
3025 the filing deadline.

3026 (c) (i) The lieutenant governor shall determine for each elective office the total number  
3027 of signatures that must be submitted under Subsection (3)(a)(ii) or 20A-9-408(8) by counting  
3028 the aggregate number of individuals residing in each elective office's political division who  
3029 have designated a particular registered political party on the individuals' voter registration  
3030 forms on or before November 15 of each odd-numbered year.

3031 (ii) The lieutenant governor shall publish the determination for each elective office no  
3032 later than November 30 of each odd-numbered year.

3033 (d) The filing officer shall:

3034 (i) except as otherwise provided in Section 20A-21-201, verify signatures on  
3035 nomination petitions in a transparent and orderly manner, no later than 14 days after the day on  
3036 which a candidate submits the signatures to the filing officer;

3037 (ii) for all qualifying candidates for elective office who submit nomination petitions to  
3038 the filing officer, issue certifications referenced in Subsection (3)(a) no later than the deadline  
3039 described in Subsection 20A-9-202(1)(b);

3040 (iii) consider active and inactive voters eligible to sign nomination petitions;

3041 (iv) consider an individual who signs a nomination petition a member of a registered  
3042 political party for purposes of Subsection (3)(a)(ii) if the individual has designated that  
3043 registered political party as the individual's party membership on the individual's voter  
3044 registration form; and

3045 (v) except as otherwise provided in Section 20A-21-201, utilize procedures described  
3046 in Section 20A-7-206.3 to verify submitted nomination petition signatures, or use statistical  
3047 sampling procedures to verify submitted nomination petition signatures in accordance with  
3048 rules made under Subsection (3)(f).

3049 (e) Notwithstanding any other provision in this Subsection (3), a candidate for  
3050 lieutenant governor may appear on the regular primary ballot of a registered political party  
3051 without submitting nomination petitions if the candidate files a declaration of candidacy and  
3052 complies with Subsection 20A-9-202(3).

3053 (f) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the  
3054 director of elections, within the Office of the Lieutenant Governor, may make rules that:

3055 (i) provide for the use of statistical sampling procedures that:

3056 (A) filing officers are required to use to verify signatures under Subsection (3)(d); and

3057 (B) reflect a bona fide effort to determine the validity of a candidate's entire  
3058 submission, using widely recognized statistical sampling techniques; and

3059 (ii) provide for the transparent, orderly, and timely submission, verification, and  
3060 certification of nomination petition signatures.

3061 (g) The county clerk shall:

3062 (i) review the declarations of candidacy filed by candidates for local boards of  
3063 education to determine if more than two candidates have filed for the same seat;

3064 (ii) place the names of all candidates who have filed a declaration of candidacy for a

3065 local board of education seat on the nonpartisan section of the ballot if more than two  
3066 candidates have filed for the same seat; and

3067 (iii) determine the order of the local board of education candidates' names on the ballot  
3068 in accordance with Section 20A-6-305.

3069 (4) (a) Before the deadline described in Subsection 20A-9-409(4)(c), the lieutenant  
3070 governor shall provide to the county clerks:

3071 (i) a list of the names of all candidates for federal, constitutional, multi-county, single  
3072 county, and county offices who have received certifications under Subsection (3), along with  
3073 instructions on how those names shall appear on the primary election ballot in accordance with  
3074 Section 20A-6-305; and

3075 (ii) a list of unopposed candidates for elective office who have been nominated by a  
3076 registered political party under Subsection (5)(c) and instruct the county clerks to exclude the  
3077 unopposed candidates from the primary election ballot.

3078 (b) A candidate for lieutenant governor and a candidate for governor campaigning as  
3079 joint-ticket running mates shall appear jointly on the primary election ballot.

3080 (c) After the county clerk receives the certified list from the lieutenant governor under  
3081 Subsection (4)(a), the county clerk shall post or publish a primary election notice in  
3082 substantially the following form:

3083 "Notice is given that a primary election will be held Tuesday, June \_\_\_\_,  
3084 \_\_\_\_ (year), to nominate party candidates for the parties and candidates for nonpartisan  
3085 local school board positions listed on the primary ballot. The polling place for voting precinct  
3086 \_\_\_\_ is \_\_\_\_\_. The polls will open at 7 a.m. and continue open until 8 p.m. of the same day.

3087 Attest: county clerk."

3088 (5) (a) A candidate who, at the regular primary election, receives the highest number of  
3089 votes cast for the office sought by the candidate is:

3090 (i) nominated for that office by the candidate's registered political party; or

3091 (ii) for a nonpartisan local school board position, nominated for that office.

3092 (b) If two or more candidates are to be elected to the office at the regular general  
3093 election, those party candidates equal in number to positions to be filled who receive the  
3094 highest number of votes at the regular primary election are the nominees of the candidates'  
3095 party for those positions.

3096 (c) (i) As used in this Subsection (5)(c), a candidate is "unopposed" if:

3097 (A) no individual other than the candidate receives a certification under Subsection (3)  
3098 for the regular primary election ballot of the candidate's registered political party for a  
3099 particular elective office; or

3100 (B) for an office where more than one individual is to be elected or nominated, the  
3101 number of candidates who receive certification under Subsection (3) for the regular primary  
3102 election of the candidate's registered political party does not exceed the total number of  
3103 candidates to be elected or nominated for that office.

3104 (ii) A candidate who is unopposed for an elective office in the regular primary election  
3105 of a registered political party is nominated by the party for that office without appearing on the  
3106 primary election ballot.

3107 (6) (a) When a tie vote occurs in any primary election for any national, state, or other  
3108 office that represents more than one county, the governor, lieutenant governor, and attorney  
3109 general shall, at a public meeting called by the governor and in the presence of the candidates  
3110 involved, select the nominee by lot cast in whatever manner the governor determines.

3111 (b) When a tie vote occurs in any primary election for any county office, the district  
3112 court judges of the district in which the county is located shall, at a public meeting called by  
3113 the judges and in the presence of the candidates involved, select the nominee by lot cast in  
3114 whatever manner the judges determine.

3115 (7) The expense of providing all ballots, blanks, or other supplies to be used at any  
3116 primary election provided for by this section, and all expenses necessarily incurred in the  
3117 preparation for or the conduct of that primary election shall be paid out of the treasury of the  
3118 county or state, in the same manner as for the regular general elections.

3119 (8) An individual may not file a declaration of candidacy for a registered political party  
3120 of which the individual is not a member, except to the extent that the registered political party  
3121 permits otherwise under the registered political party's bylaws.

3122 Section 57. Section **20A-9-405** is amended to read:

3123 **20A-9-405. Nomination petitions for regular primary elections.**

3124 (1) This section [~~shall apply~~] applies to the form and circulation of nomination  
3125 petitions for regular primary elections described in Subsection **20A-9-403(3)(a)**.

3126 (2) A candidate for elective office, and the agents of the candidate, may not circulate

3127 nomination petitions until the candidate has submitted a declaration of candidacy in accordance  
3128 with Subsection [20A-9-202\(1\)](#).

3129 (3) ~~[The]~~ For the manual candidate qualification process, the nomination petitions shall  
3130 be in substantially the following form:

3131 (a) the petition shall be printed on paper 8-1/2 inches long and 11 inches wide;

3132 (b) the petition shall be ruled with a horizontal line 3/4 inch from the top, with the  
3133 space above that line blank for purposes of binding;

3134 (c) the petition shall be headed by a caption stating the purpose of the petition and the  
3135 name of the proposed candidate;

3136 (d) the petition shall feature the word "Warning" followed by the following statement  
3137 in no less than eight-point, single leaded type: "It is a class A misdemeanor for anyone to  
3138 knowingly sign a ~~[certificate of nomination signature sheet]~~ nomination petition with any name  
3139 other than the person's own name, or more than once for the same candidate, or if the person is  
3140 not registered to vote in this state ~~[and does not intend to become registered to vote in this state~~  
3141 ~~before signatures are certified by a filing officer].";~~

3142 (e) the petition shall feature 10 lines spaced one-half inch apart and consecutively  
3143 numbered one through 10;

3144 (f) the signature portion of the petition shall be divided into columns headed by the  
3145 following titles:

3146 (i) Registered Voter's Printed Name;

3147 (ii) Signature of Registered Voter;

3148 (iii) Party Affiliation of Registered Voter;

3149 (iv) Birth Date or Age (Optional);

3150 (v) Street Address, City, Zip Code; and

3151 (vi) Date of Signature; and

3152 (g) a photograph of the candidate may appear on the nomination petition.

3153 (4) For the electronic candidate qualification process, the lieutenant governor shall  
3154 design an electronic form, using progressive screens, that includes:

3155 (a) the following warning:

3156 "Warning: "It is a class A misdemeanor for anyone to knowingly sign a nomination  
3157 petition with any name other than the person's own name, or more than once for the same

3158 candidate, or if the person is not registered to vote in this state."; and

3159 (b) the following information for each individual who signs the petition:

3160 (i) name;

3161 (ii) party affiliation;

3162 (iii) date of birth or age, (optional);

3163 (iv) street address, city, zip code;

3164 (v) date of signature;

3165 (vi) other information required under Section [20A-21-201](#); and

3166 (vii) other information required by the lieutenant governor.

3167 ~~[(4)]~~ (5) [H] For the manual candidate qualification process, if one or more nomination

3168 petitions are bound together, a page shall be bound to the nomination petition(s) that features

3169 the following printed verification statement to be signed and dated by the petition circulator:

3170 "Verification

3171 State of Utah, County of \_\_\_\_\_

3172 I, \_\_\_\_\_, of \_\_\_\_\_, hereby state that:

3173 I am a Utah resident and am at least 18 years old;

3174 All the names that appear on the signature sheets bound to this page were, to the best of  
3175 my knowledge, signed by the persons who professed to be the persons whose names appear on  
3176 the signature sheets, and each of them signed the person's name on the signature sheets in my  
3177 presence;

3178 I believe that each has printed and signed the person's name and written the person's  
3179 street address correctly, and that each signer is registered to vote in Utah [~~or will register to~~  
3180 ~~vote in Utah before the county clerk certifies the signatures on the signature sheet]."~~

3181 ~~[(5)]~~ (6) The lieutenant governor shall prepare and make public model nomination  
3182 petition forms and associated instructions.

3183 ~~[(6)]~~ (7) A nomination petition circulator must be at least 18 years old and a resident of  
3184 the state, but may affiliate with any political party.

3185 ~~[(7)]~~ (8) It is unlawful for any person to:

3186 (a) knowingly sign the nomination petition [~~sheet~~] described in [~~Subsection (3)]~~ this  
3187 section or Section [20A-9-408](#):

3188 (i) with any name other than the person's own name;

3189 (ii) more than once for the same candidate; or  
 3190 (iii) if the person is not registered to vote in this state [~~and does not intend to become~~  
 3191 ~~registered to vote in this state prior to 5 p.m. on the final day in March~~];

3192 (b) sign the verification of a [~~certificate of nomination signature sheet described in~~  
 3193 ~~Subsection (4)~~] signature for a nomination petition if the person:

3194 (i) does not meet the residency requirements of Section [20A-2-105](#);

3195 (ii) has not witnessed the signing by those persons whose names appear on the  
 3196 [~~certificate of nomination signature sheet~~] nomination petition; or

3197 (iii) knows that a person whose signature appears on the [~~certificate of nomination~~  
 3198 ~~signature sheet~~] nomination petition is not registered to vote in this state [~~and does not intend~~  
 3199 ~~to become registered to vote in this state~~];

3200 (c) pay compensation to any person to sign a nomination petition; or

3201 (d) pay compensation to any person to circulate a nomination petition, if the  
 3202 compensation is based directly on the number of signatures submitted to a filing officer rather  
 3203 than on the number of signatures verified or on some other basis.

3204 [~~(8)~~] (9) Any person violating Subsection [~~(7)~~] (8) is guilty of a class A misdemeanor.

3205 [~~(9)~~] (10) Withdrawal of petition signatures [~~shall not be permitted~~] is prohibited.

3206 Section 58. Section **20A-9-408** is amended to read:

3207 **20A-9-408. Signature-gathering process to seek the nomination of a qualified**  
 3208 **political party.**

3209 (1) This section describes the requirements for a member of a qualified political party  
 3210 who is seeking the nomination of the qualified political party for an elective office through the  
 3211 signature-gathering process described in this section.

3212 (2) Notwithstanding Subsection [20A-9-201\(7\)\(a\)](#), the form of the declaration of  
 3213 candidacy for a member of a qualified political party who is nominated by, or who is seeking  
 3214 the nomination of, the qualified political party under this section shall be substantially as  
 3215 described in Section [20A-9-408.5](#).

3216 (3) Notwithstanding Subsection [20A-9-202\(1\)\(a\)](#), and except as provided in Subsection  
 3217 [20A-9-202\(4\)](#), a member of a qualified political party who, under this section, is seeking the  
 3218 nomination of the qualified political party for an elective office that is to be filled at the next  
 3219 general election shall:

3220 (a) within the period beginning on January 1 before the next regular general election  
3221 and ending at 5 p.m. 52 days after the day on which the Legislature's general session begins, as  
3222 provided in Section 36-3-201, and before gathering signatures under this section, file with the  
3223 filing officer on a form approved by the lieutenant governor a notice of intent to gather  
3224 signatures for candidacy that includes:

3225 (i) the name of the member who will attempt to become a candidate for a registered  
3226 political party under this section;

3227 (ii) the name of the registered political party for which the member is seeking  
3228 nomination;

3229 (iii) the office for which the member is seeking to become a candidate;

3230 (iv) the address and telephone number of the member; and

3231 (v) other information required by the lieutenant governor;

3232 (b) except as provided in Subsection 20A-9-202(1)(c), file a declaration of candidacy,  
3233 in person, with the filing officer:

3234 (i) on or after 48 days after the day on which the Legislature's general session begins,  
3235 as provided in Section 36-3-201; and

3236 (ii) before 5 p.m. 52 days after the day on which the Legislature's general session  
3237 begins, as provided in Section 36-3-201; and

3238 (c) pay the filing fee.

3239 (4) Notwithstanding Subsection 20A-9-202(2)(a), a member of a qualified political  
3240 party who, under this section, is seeking the nomination of the qualified political party for the  
3241 office of district attorney within a multicounty prosecution district that is to be filled at the next  
3242 general election shall:

3243 (a) on or after January 1 before the next regular general election, and before gathering  
3244 signatures under this section, file with the filing officer on a form approved by the lieutenant  
3245 governor a notice of intent to gather signatures for candidacy that includes:

3246 (i) the name of the member who will attempt to become a candidate for a registered  
3247 political party under this section;

3248 (ii) the name of the registered political party for which the member is seeking  
3249 nomination;

3250 (iii) the office for which the member is seeking to become a candidate;

3251 (iv) the address and telephone number of the member; and  
3252 (v) other information required by the lieutenant governor;  
3253 (b) except as provided in Subsection 20A-9-202(1)(c), file a declaration of candidacy,  
3254 in person, with the filing officer:  
3255 (i) on or after 48 days after the day on which the Legislature's general session begins,  
3256 as provided in Section 36-3-201; and  
3257 (ii) before 5 p.m. 52 days after the day on which the Legislature's general session  
3258 begins, as provided in Section 36-3-201; and  
3259 (c) pay the filing fee.  
3260 (5) Notwithstanding Subsection 20A-9-202(3)(a)(iii), a lieutenant governor candidate  
3261 who files as the joint-ticket running mate of an individual who is nominated by a qualified  
3262 political party, under this section, for the office of governor shall, before the deadline described  
3263 in Subsection 20A-9-202(1)(b), file a declaration of candidacy and submit a letter from the  
3264 candidate for governor that names the lieutenant governor candidate as a joint-ticket running  
3265 mate.  
3266 (6) The lieutenant governor shall ensure that the certification described in Subsection  
3267 20A-9-701(1) also includes the name of each candidate nominated by a qualified political party  
3268 under this section.  
3269 (7) Notwithstanding Subsection 20A-9-701(2), the ballot shall, for each candidate who  
3270 is nominated by a qualified political party under this section, designate the qualified political  
3271 party that nominated the candidate.  
3272 (8) A member of a qualified political party may seek the nomination of the qualified  
3273 political party for an elective office by:  
3274 (a) complying with the requirements described in this section; and  
3275 (b) collecting signatures, on a form approved by the lieutenant governor that complies  
3276 with Subsection 20A-9-405(3), during the period beginning on January 1 of an even-numbered  
3277 year and ending at 5 p.m. 14 days before the day on which the qualified political party's  
3278 convention for the office is held, in the following amounts:  
3279 (i) for a statewide race, 28,000 signatures of registered voters in the state who are  
3280 permitted by the qualified political party to vote for the qualified political party's candidates in  
3281 a primary election;

3282 (ii) for a congressional district race, 7,000 signatures of registered voters who are  
3283 residents of the congressional district and are permitted by the qualified political party to vote  
3284 for the qualified political party's candidates in a primary election;

3285 (iii) for a state Senate district race, 2,000 signatures of registered voters who are  
3286 residents of the state Senate district and are permitted by the qualified political party to vote for  
3287 the qualified political party's candidates in a primary election;

3288 (iv) for a state House district race, 1,000 signatures of registered voters who are  
3289 residents of the state House district and are permitted by the qualified political party to vote for  
3290 the qualified political party's candidates in a primary election;

3291 (v) for a State Board of Education race, the lesser of:

3292 (A) 2,000 signatures of registered voters who are residents of the State Board of  
3293 Education district and are permitted by the qualified political party to vote for the qualified  
3294 political party's candidates in a primary election; or

3295 (B) 3% of the registered voters of the qualified political party who are residents of the  
3296 applicable State Board of Education district; and

3297 (vi) for a county office race, signatures of 3% of the registered voters who are residents  
3298 of the area permitted to vote for the county office and are permitted by the qualified political  
3299 party to vote for the qualified political party's candidates in a primary election.

3300 (9) (a) This Subsection (9) applies only to the manual candidate qualification process.

3301 ~~[(9)(a)]~~ (b) In order for a member of the qualified political party to qualify as a  
3302 candidate for the qualified political party's nomination for an elective office under this section,  
3303 using the manual candidate qualification process, the member shall:

3304 (i) collect the signatures on a form approved by the lieutenant governor, using the same  
3305 circulation and verification requirements described in Sections [20A-7-204](#) and [20A-7-205](#); and

3306 (ii) submit the signatures to the election officer before 5 p.m. no later than 14 days  
3307 before the day on which the qualified political party holds the party's convention to select  
3308 candidates, for the elective office, for the qualified political party's nomination.

3309 ~~[(b) An individual may not gather signatures under this section until after the  
3310 individual files a notice of intent to gather signatures for candidacy described in this section.]~~

3311 ~~[(c) An individual who files a notice of intent to gather signatures for candidacy,  
3312 described in Subsection (3)(a) or (4)(a), is, beginning on the day on which the individual files~~

3313 ~~the notice of intent to gather signatures for candidacy:]~~

3314  ~~[(i) required to comply with the reporting requirements that a candidate for office is~~  
3315  ~~required to comply with; and]~~

3316  ~~[(ii) subject to the same enforcement provisions, and civil and criminal penalties, that~~  
3317  ~~apply to a candidate for office in relation to the reporting requirements described in Subsection~~  
3318  ~~(9)(c)(i).]~~

3319  ~~[(d)]~~ (c) Upon timely receipt of the signatures described in Subsections (8) and  
3320 (9)~~[(a)]~~(b), the election officer shall, no later than the earlier of 14 days after the day on which  
3321 the election officer receives the signatures, or one day before the day on which the qualified  
3322 political party holds the convention to select a nominee for the elective office to which the  
3323 signature packets relate:

3324 (i) check the name of each individual who completes the verification for a signature  
3325 packet to determine whether each individual is a resident of Utah and is at least 18 years old;

3326 (ii) submit the name of each individual described in Subsection ~~[(9)(d)(i)]~~ (9)(c)(i) who  
3327 is not a Utah resident or who is not at least 18 years old to the attorney general and the county  
3328 attorney;

3329 (iii) determine whether each signer is a registered voter who is qualified to sign the  
3330 petition, using the same method, described in Section 20A-7-206.3, used to verify a signature  
3331 on a petition; and

3332 (iv) certify whether each name is that of a registered voter who is qualified to sign the  
3333 signature packet.

3334 (10) (a) This Subsection (10) applies only to the electronic candidate qualification  
3335 process.

3336 (b) In order for a member of the qualified political party to qualify as a candidate for  
3337 the qualified political party's nomination for an elective office under this section, the member  
3338 shall, before 5 p.m. no later than 14 days before the day on which the qualified political party  
3339 holds the party's convention to select candidates, for the elective office, for the qualified  
3340 political party's nomination, collect signatures electronically:

3341 (i) in accordance with Section 20A-21-201; and

3342 (ii) using progressive screens, in a format approved by the lieutenant governor, that  
3343 complies with Subsection 20A-9-405(4).

3344 (c) Upon timely receipt of the signatures described in Subsections (8) and (9)(b), the  
3345 election officer shall, no later than the earlier of 14 days after the day on which the election  
3346 officer receives the signatures, or one day before the day on which the qualified political party  
3347 holds the convention to select a nominee for the elective office to which the signature packets  
3348 relate:

3349 (i) check the name of each individual who completes the verification for a signature to  
3350 determine whether each individual is a resident of Utah and is at least 18 years old; and

3351 (ii) submit the name of each individual described in Subsection (10)(c)(i) who is not a  
3352 Utah resident or who is not at least 18 years old to the attorney general and the county attorney.

3353 (11) (a) An individual may not gather signatures under this section until after the  
3354 individual files a notice of intent to gather signatures for candidacy described in this section.

3355 (b) An individual who files a notice of intent to gather signatures for candidacy,  
3356 described in Subsection (3)(a) or (4)(a), is, beginning on the day on which the individual files  
3357 the notice of intent to gather signatures for candidacy:

3358 (i) required to comply with the reporting requirements that a candidate for office is  
3359 required to comply with; and

3360 (ii) subject to the same enforcement provisions, and civil and criminal penalties, that  
3361 apply to a candidate for office in relation to the reporting requirements described in Subsection  
3362 (11)(b)(i).

3363 ~~[(e)]~~ (c) Upon timely receipt of the signatures described in Subsections (8) and ~~[(9)(a)]~~  
3364 (9)(b), or Subsections (8) and (10)(b), the election officer shall, no later than one day before the  
3365 day on which the qualified political party holds the convention to select a nominee for the  
3366 elective office to which the signature packets relate, notify the qualified political party and the  
3367 lieutenant governor of the name of each member of the qualified political party who qualifies  
3368 as a nominee of the qualified political party, under this section, for the elective office to which  
3369 the convention relates.

3370 ~~[(f)]~~ (d) Upon receipt of a notice of intent to gather signatures for candidacy described  
3371 in this section, the lieutenant governor shall post the notice of intent to gather signatures for  
3372 candidacy on the lieutenant governor's website in the same location that the lieutenant governor  
3373 posts a declaration of candidacy.

3374 Section 59. Section **20A-21-101** is enacted to read:

3375 **20A-21-101. Definitions.**

3376 As used in this chapter:

3377 (1) "Approved device" means a device described in Subsection [20A-21-201\(4\)](#).

3378 (2) "Candidate qualification process" means the process, described in Section  
3379 [20A-9-403](#) or [20A-9-408](#), of gathering signatures to seek the nomination of a registered  
3380 political party.

3381 (3) "Electronic candidate qualification process" means the same as that term is defined  
3382 in Section [20A-9-101](#).

3383 (4) "Electronic initiative process" means the same as that term is defined in Section  
3384 [20A-7-101](#).

3385 (5) "Electronic referendum process" means the same as that term is defined in Section  
3386 [20A-7-101](#).

3387 (6) "Manual candidate qualification process" means the same as that term is defined in  
3388 Section [20A-9-101](#).

3389 (7) "Petition" means:

3390 (a) as it relates to the electronic initiative process or the electronic referendum process,  
3391 the electronic record that an individual signs to indicate the individual is in favor of placing the  
3392 initiative or referendum on the ballot; or

3393 (b) as it relates to electronic candidate qualification process, the electronic record that  
3394 an individual signs to indicate the individual is in favor of placing an individual's name on the  
3395 ballot to run for a particular elective office.

3396 (8) "Signature" means:

3397 (a) as it relates to a signature gathered for an initiative or referendum, the same as that  
3398 term is defined in Section [20A-7-101](#); or

3399 (b) as it relates to a signature gathered for the candidate qualification process, the same  
3400 as that term is defined in Section [20A-9-101](#).

3401 (9) "Website" means:

3402 (a) as it relates to the electronic initiative process or the electronic referendum process,  
3403 the website designated by the lieutenant governor for collecting the signatures and other  
3404 information relating to the electronic initiative process or the electronic referendum process; or

3405 (b) as it relates to the electronic candidate qualification process, a website designated

3406 by the lieutenant governor for collecting the signatures and other information relating to the  
3407 electronic candidate qualification process.

3408 Section 60. Section **20A-21-201** is enacted to read:

3409 **20A-21-201. Electronic signature gathering for an initiative, a referendum, or**  
3410 **candidate qualification.**

3411 (1) (a) The lieutenant governor may require all signatures to be gathered electronically,  
3412 in accordance with the requirements of this section, for a statewide initiative or referendum.

3413 (b) If the lieutenant governor takes the action described in Subsection (1)(a):

3414 (i) in relation to a statewide initiative, signatures for that initiative:

3415 (A) may only be gathered and submitted electronically, in accordance with this section  
3416 and Sections [20A-7-215](#), [20A-7-216](#), and [20A-7-217](#); and

3417 (B) may not be gathered using the traditional signature-gathering process described in  
3418 Sections [20A-7-204](#), [20A-7-205](#), and [20A-7-206](#); and

3419 (ii) in relation to a statewide referendum, signatures for that referendum:

3420 (A) may only be gathered and submitted electronically, in accordance with this section  
3421 and Sections [20A-7-313](#), [20A-7-314](#), and [20A-7-315](#); and

3422 (B) may not be gathered using the traditional signature-gathering process described in  
3423 Sections [20A-7-304](#), [20A-7-305](#), and [20A-7-306](#).

3424 (2) (a) A local clerk may require all signatures to be gathered electronically, in  
3425 accordance with the requirements of this section, for a local initiative or referendum.

3426 (b) If the local clerk takes the action described in Subsection (2)(a):

3427 (i) in relation to a local initiative, signatures for that initiative:

3428 (A) may only be gathered and submitted electronically, in accordance with this section  
3429 and Sections [20A-7-514](#), [20A-7-515](#), and [20A-7-516](#); and

3430 (B) may not be gathered using the traditional signature-gathering process described in  
3431 Sections [20A-7-504](#), [20A-7-505](#), and [20A-7-506](#); and

3432 (ii) in relation to a local referendum, signatures for that referendum:

3433 (A) may only be gathered and submitted electronically, in accordance with this section  
3434 and Sections [20A-7-614](#), [20A-7-615](#), and [20A-7-616](#); and

3435 (B) may not be gathered using the traditional signature-gathering process described in  
3436 Sections [20A-7-604](#), [20A-7-605](#), and [20A-7-606](#).

3437 (3) (a) The lieutenant governor may require all signatures to be gathered electronically,  
3438 in accordance with the requirements of this section, for the candidate qualification process.

3439 (b) If the lieutenant governor takes the action described in Subsection (3)(a), signatures  
3440 for the candidate qualification process:

3441 (i) may only be gathered and submitted using the electronic candidate qualification  
3442 process; and

3443 (ii) may not be gathered using the manual candidate qualification process.

3444 (4) To gather a signature electronically, a signature-gatherer shall:

3445 (a) use a device provided by the signature-gatherer or a sponsor of the petition that:

3446 (i) is approved by the lieutenant governor;

3447 (ii) except as provided in Subsection (4)(a)(iii), does not store a signature or any other  
3448 information relating to an individual signing the petition in any location other than the location  
3449 used by the website to store the information;

3450 (iii) does not, on the device, store a signature or any other information relating to an  
3451 individual signing the petition except for the minimum time necessary to upload information to  
3452 the website;

3453 (iv) does not contain any applications, software, or data other than those approved by  
3454 the lieutenant governor; and

3455 (v) complies with cyber-security and other security protocols required by the lieutenant  
3456 governor;

3457 (b) use the approved device to securely access a website designated by the lieutenant  
3458 governor, directly, or via an application designated by the lieutenant governor;

3459 (c) while connected to the website, present the approved device to an individual  
3460 considering signing the petition and, while the signature-gatherer is in the physical presence of  
3461 the individual:

3462 (i) wait for the individual to reach each screen presented to the individual on the  
3463 approved device; and

3464 (ii) wait for the individual to advance to each subsequent screen by clicking on the  
3465 acknowledgement at the bottom of the screen.

3466 (5) Each screen shown on an approved device as part of the signature-gathering process  
3467 shall appear as a continuous electronic document that, if the entire document does not appear

3468 on the screen at once, requires the individual viewing the screen to, before advancing to the  
3469 next screen, scroll through the document until the individual reaches the end of the document.

3470 (6) After advancing through each screen required for the petition, the signature process  
3471 shall proceed as follows:

3472 (a) except as provided in Subsection (6)(b):

3473 (i) the individual desiring to sign the petition shall present the individual's driver  
3474 license or state identification card to the signature-gatherer;

3475 (ii) the signature-gatherer shall verify that the individual pictured on the driver license  
3476 or state identification card is the individual signing the petition;

3477 (iii) the signature-gatherer shall scan or enter the driver license number or state  
3478 identification card number through the approved device; and

3479 (iv) immediately after the signature-gatherer complies with Subsection (6)(a)(iii), the  
3480 website shall determine whether the individual desiring to sign the petition is eligible to sign  
3481 the petition;

3482 (b) if the individual desiring to sign the petition is unable to provide a driver license or  
3483 state identification card to the signature gatherer:

3484 (i) the individual may present other valid voter identification;

3485 (ii) if the valid voter identification contains a picture of the individual, the  
3486 signature-gatherer shall verify that the individual pictured is the individual signing the petition;

3487 (iii) if the valid voter identification does not contain a picture of the individual, the  
3488 signature-gatherer shall, to the extent reasonably practicable, use the individual's address or  
3489 other available means to determine whether the identification relates to the individual  
3490 presenting the identification;

3491 (iv) the signature-gatherer shall scan an image of the valid voter identification and  
3492 immediately upload the image to the website; and

3493 (v) the individual:

3494 (A) shall enter the individual's address; and

3495 (B) may, at the discretion of the individual, enter the individual's date of birth or age  
3496 after the individual clicks on the screen acknowledging that they have read and understand the  
3497 following statement, "Birth date or age information is not required, but may be used to verify  
3498 your identity with voter registration records. If you choose not to provide it, your signature may

3499 not be verified as a valid signature if you change your address before your signature is verified  
3500 or if the information you provide does not match your voter registration records."; and

3501 (c) after completing the process described in Subsection (6)(a) or (b), the screen shall:

3502 (i) except for a petition to qualify a candidate for the ballot, give the individual signing  
3503 the petition the opportunity to enter the individual's email address after the individual reads the  
3504 following statement, "If you provide your email address, you may receive an email with  
3505 additional information relating to the petition you are signing."; and

3506 (ii) (A) if the website determines, under Subsection (6)(a)(iv), that the individual is  
3507 eligible to sign the petition, permit the individual to enter the individual's name as the  
3508 individual's electronic signature and, immediately after the signature-gatherer timely complies  
3509 with Subsection (10), certify the signature; or

3510 (B) if the individual provides valid voter identification under Subsection (6)(b), permit  
3511 the individual to sign the petition with a holographic signature uploaded to the website via the  
3512 approved device.

3513 (7) If an individual provides valid voter identification under Subsection (6)(b), the  
3514 county clerk shall, within seven days after the day on which the individual submits the valid  
3515 voter identification and provides the individual's holographic signature, certify the signature if:

3516 (a) the individual is eligible to sign the petition;

3517 (b) the signature matches the signature on file; and

3518 (c) the signature-gatherer timely complies with Subsection (10).

3519 (8) For each signature submitted under this section, the website shall record:

3520 (a) the information identifying the individual who signs;

3521 (b) the date the signature was collected; and

3522 (c) the name of the signature-gatherer.

3523 (9) An individual who is a signature-gatherer may not sign a petition unless another  
3524 individual acts as the signature-gatherer when the individual signs the petition.

3525 (10) Except for a petition for a candidate to seek the nomination of a registered  
3526 political party, each individual who gathers a signature under this section shall, within one  
3527 business day after the day on which the individual gathers a signature, electronically sign and  
3528 submit the following statement to the website:

3529 "VERIFICATION OF SIGNATURE-GATHERER

3530 State of Utah, County of \_\_\_\_\_  
3531 I, \_\_\_\_\_, of \_\_\_\_\_, hereby state, under penalty of perjury, that:  
3532 I am a resident of Utah and am at least 18 years old;  
3533 All the signatures that I collected on [Date signatures were gathered] were signed by  
3534 individuals who professed to be the individuals whose signatures I gathered, and each of the  
3535 individuals signed the petition in my presence;  
3536 I did not knowingly make a misrepresentation of fact concerning the law or proposed  
3537 law to which the petition relates;  
3538 I believe that each individual has signed the individual's name and written the  
3539 individual's residence correctly, that each signer has read and understands the law to which the  
3540 petition relates, and that each signer is registered to vote in Utah;  
3541 Each signature correctly reflects the date on which the individual signed the petition;  
3542 and  
3543 I have not paid or given anything of value to any individual who signed this petition to  
3544 encourage that individual to sign it."  
3545 (11) Except for a petition for a candidate to seek the nomination of a registered  
3546 political party:  
3547 (a) the county clerk may not certify a signature that is not timely verified in accordance  
3548 with Subsection (10); and  
3549 (b) if a signature certified by a county clerk under Subsection (6)(c)(ii)(A) is not timely  
3550 verified in accordance with Subsection (10), the county clerk shall:  
3551 (i) revoke the certification;  
3552 (ii) remove the signature from the posting described in Subsection [20A-7-217\(4\)](#),  
3553 [20A-7-315\(3\)](#), [20A-7-516\(4\)](#), or [20A-7-616\(3\)](#); and  
3554 (iii) update the totals described in Subsections [20A-7-217\(5\)\(a\)\(ii\)](#),  
3555 [20A-7-315\(5\)\(a\)\(ii\)](#), [20A-7-516\(5\)\(a\)\(ii\)](#), and [20A-7-616\(5\)\(a\)\(ii\)](#).  
3556 (12) For a petition for a candidate to seek the nomination of a registered political party,  
3557 each individual who gathers a signature under this section shall, within one business day after  
3558 the day on which the individual gathers a signature, electronically sign and submit the  
3559 following statement to the lieutenant governor in the manner specified by the lieutenant  
3560 governor:

3561 "VERIFICATION OF SIGNATURE-GATHERER  
3562 State of Utah, County of \_\_\_\_\_  
3563 I, \_\_\_\_\_, of \_\_\_\_\_, hereby state that:  
3564 I am a resident of Utah and am at least 18 years old;  
3565 All the signatures that I collected on [Date signatures were gathered] were signed by  
3566 individuals who professed to be the individuals whose signatures I gathered, and each of the  
3567 individuals signed the petition in my presence;  
3568 I believe that each individual has signed the individual's name and written the  
3569 individual's residence correctly and that each signer is registered to vote in Utah; and  
3570 Each signature correctly reflects the date on which the individual signed the petition."  
3571 (13) For a petition for a candidate to seek the nomination of a registered political party,  
3572 the election officer may not certify a signature that is not timely verified in accordance with  
3573 Subsection (12).